

Application for a Permit to Use Ground Water



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

Water-Use Permit Application Processing

1. Completeness Determination

The Department evaluates whether the application and accompanying map contain all of the information required under OAR 690-310-0040 and OAR 690-310-0050 (www.oregon.gov/owrd/law). The Department also determines whether the proposed use is prohibited by statute. If the Department determines that the application is incomplete, all fees have not been paid, or the use is prohibited by statute, the application and all fees submitted are returned to the applicant.

2. Initial Review

The Department reviews the application to determine whether water is available during the period requested, whether the proposed use is restricted or limited by rule or statute, and whether other issues may preclude approval of or restrict the proposed use. An Initial Review (IR) containing preliminary determinations is mailed to the applicant. The applicant has 14 days from the mailing date to withdraw the application from further processing and receive a refund of all fees paid minus \$200. The applicant may put the application on hold for up to 180 days and may request additional time if necessary.

3. Public Notice

Within 7 days of the mailing of the initial review, the Department gives public notice of the application in the weekly notice published by the Department at www.oregon.gov/owrd. The public comment period is 30 days from publication in the weekly notice.

4. Proposed Final Order Issued

The Department reviews any comments received, including comments from other state agencies related to the protection of sensitive, threatened or endangered fish species. Within 60 days of completion of the IR, the Department issues a Proposed Final Order (PFO) explaining the proposed decision to deny or approve the application. A PFO proposing approval of an application will include a draft permit, and may request additional information or outstanding fees required prior to permit issuance.

5. Public Notice

Within 7 days of issuing the PFO, the Department gives public notice in the weekly notice. Notice includes information about the application and the PFO. Protest must be received by the Department within 45 days after publication of the PFO in the weekly notice. Anyone may file a protest. The protest filing fee is \$350.00 for the applicant and \$700.00 for non-applicants. Protests are filed on approximately 10% of Proposed Final Orders. If a protest is filed, the Department will attempt to settle the protest but will schedule a contested case hearing if necessary.

6. Final Order Issued

If no protests are filed, the Department issues a Final Order consistent with the PFO. If the application is approved, a permit is issued that specifies the details of the authorized use and any terms, limitations or conditions that the Department deems appropriate.

RECEIVED

AUG 09 2017

OWRD WR

Minimum Requirements Checklist

Minimum Requirements (OAR 690-310-0040, OAR 690-310-0050 & ORS 537.615)

Include this checklist with the application

Check that each of the following items is included. The application will be returned if all required items are not included. If you have questions, please call the Water Rights Customer Service Group at (503) 986-0900.

- SECTION 1: applicant information and signature
- SECTION 2: property ownership
- SECTION 3: well development
- SECTION 4: water use
- SECTION 5: water management
- SECTION 6: storage of groundwater in a reservoir
- SECTION 7: use of stored groundwater from the reservoir
- SECTION 8: project schedule
- SECTION 9: within a district
- SECTION 10: remarks

Attachments:

- Land Use Information Form with approval and signature (*must be an original*) or signed receipt
- Provide the legal description of: (1) the property from which the water is to be diverted, (2) any property crossed by the proposed ditch, canal or other work, and (3) any property on which the water is to be used as depicted on the map. Example: A copy of the deed, land sales contract or title insurance policy.
- Fees - Amount enclosed: \$1,690
See the Department's Fee Schedule at www.oregon.gov/owrd or call (503) 986-0900.

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

- Permanent quality and drawn in ink
- Even map scale not less than 4" = 1 mile (example: 1" = 400 ft, 1" = 1320 ft, etc.)
- North Directional Symbol
- Township, Range, Section, Quarter/Quarter, Tax Lots
- Reference corner on map
- Location of each well, and/or dam if applicable, by reference to a recognized public land survey corner (distances north/south and east/west). Each well must be identified by a unique name and/or number.
- Indicate the area of use by Quarter/Quarter and tax lot clearly identified
- Number of acres per Quarter/Quarter and hatching to indicate area of use if for primary irrigation, supplemental irrigation, or nursery
- Location of main canals, ditches, pipelines or flumes (if well is outside of the area of use)
- Other None

RECEIVED

AUG 09 2017

OWRD
WR

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

SECTION 1: APPLICANT INFORMATION AND SIGNATURE

Applicant Information

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

Organization Information

| | | | | |
|---|-------|----------------|---------|-----|
| NAME | | PHONE | | FAX |
| BEYER FARMS C/O EUGENE AND ANDREA BEYER | | (503) 510-9823 | | |
| ADDRESS | | | CELL | |
| 10750 EDMUNSON DR SE | | | | |
| CITY | STATE | ZIP | E-MAIL* | |
| SALEM | OR | 97317 | | |

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

| | | | | |
|---|-------|----------------|------------------|----------------|
| AGENT / BUSINESS NAME | | PHONE | | FAX |
| DOANN HAMILTON/PACIFIC HYDRO-GEOLOGY, 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 needed

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

By my signature below I confirm that I understand:

- I am asking to use water specifically as described in this application.
- Evaluation of this application will be based on information provided in the application.
- I cannot use water legally until the Water Resources Department issues a permit.
- Oregon law requires that a permit be issued before beginning construction of any proposed well, unless the use is exempt. Acceptance of this application does not guarantee a permit will be issued.
- If I get a permit, I must not waste water.
- If development of the water use is not according to the terms of the permit, the permit can be cancelled.
- The water use must be compatible with local comprehensive land-use plans.
- Even if the Department issues a permit, I may have to stop using water to allow senior water-right holders to get water to which they are entitled.



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

| | | |
|---------------------|------------------------------------|---------|
| | Eugene A. Beyer | 7/27/17 |
| Applicant Signature | Print Name and title if applicable | Date |
| | Andrea M. Beyer | 7/27/17 |
| Applicant Signature | Print Name and title if applicable | Date |

| | | |
|-------------------------|------------------|-------------------------|
| For Department Use | | |
| App. No. <u>6-18542</u> | Permit No. _____ | Date <u>AUG 09 2017</u> |

RECEIVED

WR
OWRD

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*).

NA

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 |
| Proposed Well 1 | Unnamed Intermittent Stream | 2,600 feet | 30 feet |
| | | | |
| | | | |
| | | | |

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

See Well Log MARI 9193.

RECEIVED

AUG 09 2017

OWRD
WR

SECTION 3: WELL DEVELOPMENT, CONTINUED

Total maximum rate requested: 0.81 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 checked="" type="checkbox"/> | <input checked="" type="checkbox"/> | MARI 9193 | <input type="checkbox"/> | 10 inch | 0 to 99 feet | None | 0 to 99 feet | 111 feet from well log July 28, 1980 | Basalt | 395 feet | 350 gpm | 162.8 AF |
| | <input type="checkbox"/> | <input type="checkbox"/> | | <input type="checkbox"/> | | | | | | | | | |
| | <input type="checkbox"/> | <input type="checkbox"/> | | <input type="checkbox"/> | | | | | | | | | |
| | <input type="checkbox"/> | <input type="checkbox"/> | | <input type="checkbox"/> | | | | | | | | | |
| | <input type="checkbox"/> | <input type="checkbox"/> | | <input type="checkbox"/> | | | | | | | | | |
| | <input type="checkbox"/> | <input type="checkbox"/> | | <input type="checkbox"/> | | | | | | | | | |
| | <input type="checkbox"/> | <input type="checkbox"/> | | <input type="checkbox"/> | | | | | | | | | |

* Licensed drillers are required to attach a Department-supplied Well Tag, with a unique Well ID or Well Tag Number to all new or newly altered wells. Landowners can request a Well ID for existing wells that do not have one. The Well ID is intended to serve as a unique identification number for each well.

** Well ID (e.g. MARI 234) 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.

AUG 09 2017

RECEIVED

672581-4

SECTION 4: WATER USE

| USE | PERIOD OF USE | ANNUAL VOLUME (ACRE-FEET) |
|------------|----------------------------|---------------------------|
| Irrigation | March 1 through October 31 | 162.8 AF |
| | | |

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

For irrigation use only:

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

Primary: 65.1 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: 162.8 AF

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

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): 50 Hp submersible pump

Other means (describe): _____

Provide a description of the proposed means of diversion, construction, and operation of the diversion works and conveyance of water. Water will be conveyed from the well with the 50 Hp submersible pump into a buried 5-inch mainline running east-west and then south through the middle of the proposed place of use where drip lines will be attached.

B. Application Method

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

Drip lines to irrigate hazelnuts

C. Conservation

Please describe why the amount of water requested is needed and measures you propose to: prevent waste; measure the amount of water diverted; prevent damage to aquatic life and riparian habitat; prevent the discharge of contaminated water to a surface stream; prevent adverse impact to public uses of affected surface waters.

Irrigation of hazel nuts will be done with a drip irrigation system using best management practices to prevent waste. 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*).

Reservoir name: NA Acreage inundated by reservoir: NA

RECEIVED

AUG 09 2017

OWRD
WR

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: Within three years after the permit is issued

Date construction will be completed: Within five 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

RECEIVED

AUG 09 2017

OWRD
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: Beyer Farms c/o Eugene an Andrea Beyer

Mailing Address: 10750 Edmunson Dr. SE

Salem
City

OR
State

97317 Daytime Phone: (503) 510-9823
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: |
|----------|-------|---------|-----|-----------|---|--|--|--|--------------------|
| 8S | 2W | 1 | | 700 | <i>EFU</i> | <input checked="" type="checkbox"/> Diverted | <input checked="" type="checkbox"/> Conveyed | <input checked="" type="checkbox"/> Used | IR |
| | | | | | | <input type="checkbox"/> Diverted | <input type="checkbox"/> Conveyed | <input type="checkbox"/> Used | |
| | | | | | | <input type="checkbox"/> Diverted | <input type="checkbox"/> Conveyed | <input type="checkbox"/> Used | |
| | | | | | | <input type="checkbox"/> Diverted | <input type="checkbox"/> Conveyed | <input type="checkbox"/> Used | |

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

Marion County

B. Description of Proposed Use

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

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

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

Estimated quantity of water needed: 0.81 cubic feet per second gallons per minute acre-feet

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

Briefly describe:

New groundwater application to irrigate hazel nuts using 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. →

RECEIVED
 AUG 09 2017

OWRD

WR

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): MCC 17.136
- 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 |
| | | <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: LISA MILLIMAN Title: ASSOCIATE PLANNER
 Signature: Lisa Milliman Phone: 503 588 5038 Date: 8/9/17
 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: AUG 09 2017

RECEIVED

OWRD
WR

REEL 3911 PAGE 123
MARION COUNTY
BILL BURGESS, COUNTY CLERK
02-10-2017 11:47 am.
Control Number 445911 \$ 81.00
Instrument 2017 00007190

Fidelity National Title # 00201023425

After recording, return to:
Eugene A. Beyer and Andrea M. Beyer.
10750 Edmunson Drive SE
Salem, OR 97317

Send tax statements to:
Eugene A. Beyer and Andrea M. Beyer
10750 Edmunson Drive SE
Salem, OR 97317

Property Line Adjustment Deed

Gary L. Kaufman, 8900 Deschutes Street S.E., Salem, OR 97317, Grantor, is the owner of real property located in Marion County, Oregon, referred to herein as Property A, and more particularly described on Exhibit A, which is attached hereto and by this reference incorporated herein. Eugene A. Beyer and Andrea M. Beyer, as tenants by the entirety, 10750 Edmunson Drive S.E., Salem, OR 97317, Grantee, are the owners of real property located in Marion County, Oregon, referred to herein as Property B, and more particularly described on Exhibit B, which is attached hereto and by this reference incorporated herein.

The purpose of this Property Line Adjustment Deed (Deed) is to effect a property line adjustment between Property A and Property B such that Property A will be decreased in size by 65.59 acres and hereafter consist of only the land described on Exhibit C, which is attached hereto and incorporated herein by this reference, and Property B will be increased in size by 65.59 acres and hereafter consist of the land more particularly described on Exhibit D, which is attached hereto and incorporated herein by this reference.

NOW THEREFORE, in order to effect the property line adjustment and to create the reconfigured properties as described on Exhibits C and D, Grantor does hereby grant, transfer, and convey unto Grantee, all of that certain real property situated in Marion County, Oregon, described on Exhibit E, which is attached hereto and by this reference incorporated herein.

“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

RECEIVED

AUG 09 2017

OWRD

G-18542

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

The true and actual consideration for this transfer, stated in terms of dollars is N/A; however, the actual consideration consists of other property or values which is the whole consideration. The purpose of this Deed is to effect a property line adjustment, and the two parcels are to remain separate and distinct.

This Property Line Adjustment Deed is executed this 4 day of JAN., 2017.

GRANTOR

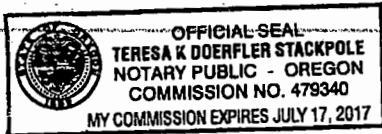
Gary L. Kaufman
Gary L. Kaufman

State of OREGON)
County of Wagon) ss.

This instrument was acknowledged before me on JANUARY 4, 2017, by Gary L. Kaufman.

Before me:

Teresa K. Doerfler Stackpole
Notary Public for Oregon
My Commission Expires: 7-17-2017



RECEIVED

AUG 09 2017

OWRD

GRANTEE

Eugene A. Beyer
Eugene A. Beyer

Andrea M. Beyer
Andrea M. Beyer

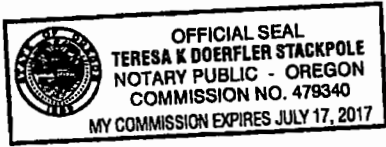
State of Oregon)
) ss.
County of Marion)

This instrument was acknowledged before me on February 9, 2017, by Eugene A. Beyer and Andrea M. Beyer.

Before me:

Teresa K. Doerfler Stackpole

Notary Public for Oregon
My Commission Expires: 7/17/2017



RECEIVED

AUG 09 2017

OWRD

G-18542

EXHIBIT "A"

**Legal Description For:
Original Property "A"**

Beginning at the Southwest corner of the Donation Land Claim of Rufus C. Edmundson and his wife, Nancy Edmundson, in Section 1, Township 8 South, Range 2 West of the Willamette Meridian; thence East 40 chains; thence North 40 chains; thence West 40 chains; thence South 40 chains to the place of beginning, situated in Township 8 South, Ranges 1 and 2 West of the Willamette Meridian, Marion County, Oregon.

SAVE AND EXCEPT the East one-half of said property, which was previously conveyed to Howard A. Mader and Jacqueline J. Mader, husband and wife, by deed dated October 5, 1967, recorded on May 5, 1972, as Instrument No. 953467, Volume 726, Page 12, Marion County Deed Records.

RECEIVED

AUG 09 2017

OWRD

G-18542

EXHIBIT "B"

**Legal Description For:
Original Property "B"**

**Parcel 3, Partition Plat No. 2014-28, recorded October 27, 2014, Reel 3646, Page 78, Marion County
Records, Marion County, Oregon.**

**TOGETHER WITH an easement for ingress, egress and utilities over the North 30 feet of Parcels 1 and 2,
PARTITION PLAT NO. 2014-28, as shown on recorded partition plat.**

RECEIVED

AUG 09 2017

OWRD

G-18542

EXHIBIT "C"

Legal Description For:
Adjusted Property "A"

A tract of land situated in the northeast one-quarter and southeast one-quarter of Section 1, Township 8 South, Range 2 West of the Willamette Meridian, Marion County, Oregon, more particularly described as follows:

Beginning at the northwest corner of that property described in that instrument recorded in Reel 3848, Page 481, Marion County Deed Records, said point being North 0°34'07" East 20.00 feet from the Easterly-most northeast corner of Parcel 1, Partition Plat 2014-28, as platted and recorded in the Marion County Book of Partition Plats; and running thence:
South 89°16'02" East 1029.24 feet along the north line of said property to a point which bears North 0°36'15" East 20.00 feet from a 5/8-inch iron rod with yellow plastic cap stamped "WILSON PLS 2687";
thence leaving said north line South 0°36'15" West 620.00 feet to a like iron rod;
thence North 89°16'02" West 1028.85 feet to a like iron rod on the west line of said property;
thence North 0°34'07" East 620.00 feet along said west line to the Point of Beginning.

SUBJECT TO the rights of the public in and to that portion of the above described property lying within the county road.

REGISTERED
PROFESSIONAL
LAND SURVEYOR

Gregory L. Wilson

OREGON
JULY 18, 1994
GREGORY L. WILSON
2687

Expires 6-30-18

RECEIVED

AUG 09 2017

OWRD

G-18542

EXHIBIT "D"

Legal Description For:
Adjusted Property "B"

A tract of land situated in the northwest, northeast, southwest and southeast one-quarters of Section 1, Township 8 South, Range 2 West and the northwest and southwest one-quarters of Section 6, Township 8 South, Range 1 West of the Willamette Meridian, Marion County, Oregon, more particularly described as follows:

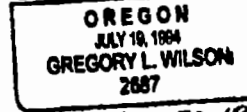
Beginning at the southeast corner of Parcel 3, Partition Plat 2014-28, as platted and recorded in the Marion County Book of Partition Plats, said point also being on the west line of that property described in that instrument recorded in Reel 3848, Page 481, Marion County Deed Records; and running thence along the boundary of said Parcel 3 the following nine courses: thence North 84°04'16" West 2041.68 feet to the east right of way line of Howell Prairie Road (Market Road 23); thence Northwesterly along the arc of a 1180.97-foot radius curve to the right (whose radius point bears North 77°01'33" East and the chord of which bears North 10°44'55" West 91.73 feet) 91.75 feet along said right of way to a point of tangency; thence North 8°31'22" West 1058.46 feet along said right of way; thence leaving said right of way South 84°01'55" East 940.25 feet; thence South 84°32'17" East 816.21 feet; thence North 87°24'24" East 68.79 feet; thence South 0°34'07" West 430.37 feet; thence South 89°25'53" East 400.00 feet; thence South 0°34'07" West 167.53 feet to a 5/8-inch iron rod with yellow plastic cap stamped "WILSON PLS 2687"; thence leaving the boundary of said Parcel 3 South 89°16'02" East 1028.85 feet to a like iron rod; thence North 0°36'15" East 620.00 feet to a point on the north line of the aforementioned property described in Reel 3848, Page 481, said point bears North 0°36'15" East 20.00 feet from a like iron rod; thence along the boundary of said property the following four courses: thence South 89°16'02" East 292.31 feet; thence South 0°36'15" West 2646.13 feet; thence North 89°16'43" West 1319.91 feet; thence North 0°34'07" East 1452.77 feet to the Point of Beginning.

TOGETHER WITH an easement for ingress, egress and utilities over the north 30 feet of Parcels 1 and 2, said Partition Plat No. 2014-28.

SUBJECT TO the rights of the public in and to that portion of the above described property lying within the county road.



Gregory L. Wilson



EXPIRES: 6-30-18

RECEIVED

AUG 09 2017

OWRD

6-18542

EXHIBIT "E"

Legal Description For:
Transferred Property A to B

A tract of land situated in the northeast one-quarter and the southeast one-quarter of Section 1, Township 8 South, Range 2 West and the northwest one-quarter and the southwest one-quarter of Section 6, Township 8 South, Range 1 West of the Willamette Meridian, Marion County, Oregon, more particularly described as follows:

Beginning at the southwest corner of the R.C. Edmundson Donation Land Claim No. ⁵⁶ 78 in Township 8 South, Range 2 West of the Willamette Meridian, Marion County, Oregon, said point also being the southwest corner of that property described in that instrument recorded in Reel 3848, Page 481, Marion County Deed Records; and running thence:
North 0°34'07" East 2026.39 feet along the west line of said property to a 5/8-inch iron rod with yellow plastic cap stamped "WILSON PLS 2687";
thence leaving said west line South 89°16'02" East 1028.85 feet to a like iron rod;
thence North 0°36'15" East 620.00 feet to a point on the north line of said property, said point bears North 0°36'15" East 20.00 feet from a like iron rod;
thence along the boundary of said property the following three courses:
thence South 89°16'02" East 292.31 feet;
thence South 0°36'15" West 2646.13 feet;
thence North 89°16'43" West 1319.91 feet to the Point of Beginning, containing 65.59 acres of land, more or less.

SUBJECT TO the rights of the public in and to that portion of the above described property lying within the county road.

REGISTERED
PROFESSIONAL
LAND SURVEYOR

Gregory L. Wilson
OREGON
JULY 18, 1984
GREGORY L. WILSON
2687

EX 11865-6-30-18

RECEIVED

AUG 09 2017

OWRD

G-18542

REEL: 3911

PAGE: 123

February 10, 2017, 11:47 am.

CONTROL #: 445911

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: \$ 81.00

BILL BURGESS
COUNTY CLERK

THIS IS NOT AN INVOICE.

RECEIVED

AUG 09 2017

OWRD

G-18542

Fidelity National Title # FT150051770

REEL 3736 PAGE 451
MARION COUNTY
BILL BURGESS, COUNTY CLERK
08-27-2015 03:56 pm.
Control Number 392149 \$ 51.00
Instrument 2015 00037222

RECORDING REQUESTED BY:
Fidelity National Title Company of Oregon

GRANTOR:
Gary L. Kaufman and Glenda Sue Kaufman, as
Trustees of The Gary and Sue Kaufman Unitrust,
dated May 4, 2015
8900 Deschutes Road SE
Salem, OR 97317

GRANTEE:
Eugene A. Beyer and Andrea M. Beyer, as
tenants by the entirety
10750 Edmunson Drive SE
Salem, OR 97317

SEND TAX STATEMENTS TO:
Eugene A. Beyer and Andrea M. Beyer
10750 Edmunson Drive SE
Salem, OR 97317

AFTER RECORDING RETURN TO:
Eugene A. Beyer and Andrea M. Beyer
10750 Edmunson Drive SE
Salem, OR 97317

Escrow No: FT150051770-FTMWV01

R29131
Parcel 3, Partition Plat 2014-28
Salem, OR 97317

SPACE ABOVE THIS LINE FOR RECORDER'S USE

Tax lot 700

STATUTORY WARRANTY DEED

Gary L. Kaufman and Glenda Sue Kaufman, as Trustees of The Gary and Sue Kaufman Unitrust, dated May 4, 2015, Grantor, conveys and warrants to

Eugene A. Beyer and Andrea M. Beyer, as tenants by the entirety, Grantee, the following described real property, free and clear of encumbrances except as specifically set forth below, situated in the County of Marion, State of Oregon:

Parcel 3, PARTITION PLAT NO. 2014-28, recorded October 27, 2014, Reel 3646, Page 78, Marion County Records, Marion County, Oregon.

TOGETHER WITH an easement for ingress, egress and utilities over the North 30 feet Parcels 1 and 2, PARTITION PLAT NO. 2014-28, as shown on recorded partition plat.

THE TRUE AND ACTUAL CONSIDERATION FOR THIS CONVEYANCE IS \$835,000.00. (See ORS 93.030)

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

FT150051770-FTMWV01
Deed (Warranty-Statutory)

RECEIVED

AUG 09 2017

OWRD

G-18542

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 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.

DATED: August 21, 2015

The Gary and Sue Kaufman Unitrust, dated May 4, 2015

BY: [Signature]
Gary L. Kaufman, Trustee

BY: [Signature]
Glenda Sue Kaufman, Trustee

State of OREGON

COUNTY of Marion

This instrument was acknowledged before me on August 21, 2015

by Gary L. Kaufman and Glenda Sue Kaufman, as Trustees of the Gary and Sue Kaufman Unitrust, dated May 4, 2015.

[Signature]
Notary Public - State of Oregon

My commission expires: 3/10/17



FT150051770-FTMWV01
Deed (Warranty-Statutory)

RECEIVED

AUG 09 2017

OWRD

6-18542

REEL: 3736

PAGE: 451

August 27, 2015, 03:56 pm.

CONTROL #: 392149

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: \$ 51.00

BILL BURGESS
COUNTY CLERK


THIS IS NOT AN INVOICE.

RECEIVED

AUG 09 2017

OWRD

6-18542

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

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

Today's Date: Wednesday, August 9, 2017

| | | |
|---|--|------------|
| Base Application Fee for use of Ground, Surface and optionally Stored Water. | | \$1,340.00 |
| Number of proposed cubic feet per second (cfs) to be appropriated. (1 cfs = 448.83 gallons per minute) | .81 | \$350.00 |
| 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. *** | | \$520.00 |
| * 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 | | \$2,210.00 |

OWRD Fee Schedule

| |
|----------------------------------|
| |
| Fee Calculator Version B20170117 |

VPD

G-18542