

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 Riverbend SAND + GRAVEL (MARK Gregson)		PHONE (HM)	
PHONE (WK) 503.363.9281	CELL 503.576.0500	FAX 503.363.3842	
ADDRESS P.O. Box 12095			
CITY SALEM	STATE OR	ZIP 97305	E-MAIL* mgregson@oldcastlematerials.com

Organization Information

NAME CPM Development Corp.		PHONE		FAX
ADDRESS P.O. Box 3366			CELL 503.576.0500	
CITY SPOKANE	STATE WA	ZIP 99220	E-MAIL*	

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

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


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.


Applicant Signature

MARK B Gregson PROD. MNGR
Print Name and title if applicable

4/25/17
Date

Applicant Signature

Print Name and title if applicable

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For Department Use		AUG 14 2017	
App. No. G-18845	Permit No. _____	Date _____	

SECTION 2: PROPERTY OWNERSHIP

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

Yes

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

No

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

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

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

SECTION 3: WELL DEVELOPMENT

WELL NO.	NAME OF NEAREST SURFACE WATER	IF LESS THAN 1 MILE:	
		DISTANCE TO NEAREST SURFACE WATER	ELEVATION CHANGE BETWEEN NEAREST SURFACE WATER AND WELL HEAD
1	Large Pond I-5	200'	20'
2	Large Pond LANCASTER	40'	20'

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 will be surrounded by Large previously Mined ponds 40'-60' Deep.

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SECTION 3: WELL DEVELOPMENT, CONTINUED

5000 gal per Day use

Total maximum rate requested: (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.

to be determined

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)
126661	<input checked="" type="checkbox"/>	<input type="checkbox"/>	126661	<input type="checkbox"/>	10"	41 to 79	42-77	0-20	8/12/17	70-75 River gravels	100	300	
	<input type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>									
	<input type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>									
	<input type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>									
	<input type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>									
	<input type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>									
	<input type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>									
	<input type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>									

* Licensed drillers are required to attach a Department-supplied Well Tag, with a unique Well ID or Well Tag Number to all new or newly altered wells. Landowners can request a Well ID for existing wells that do not have one. The Well ID is intended to serve as a unique identification number for each well.
 ** A well log ID (e.g. MARI 1234) is assigned by the Department to each log in the agency's well log database. A separate well log is required for each subsequent alteration of the well.
 *** Source aquifer examples: Troutdale Formation, gravel and sand, alluvium, basalt, bedrock, etc.

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SECTION 4: WATER USE

USE	PERIOD OF USE	ANNUAL VOLUME (ACRE-FEET)
INDUSTRIAL	YEAR ROUND	5000 GAL PER DAY

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: _____ 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: _____

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

SECTION 5: WATER MANAGEMENT

A. Diversion and Conveyance

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

Pump (give horsepower and type): 15hp submersible

Other means (describe): _____

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

B. Application Method

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

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.

_____ To supply STORAGE TANKS TO BATCH CONCRETE

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*).

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Reservoir name: _____ Acreage inundated by reservoir: _____

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Use(s): _____

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

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

SECTION 7: USE OF STORED GROUND WATER FROM THE RESERVOIR

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

Annual volume (acre-feet): _____

USE OF STORED GROUND WATER	PERIOD OF USE

SECTION 8: PROJECT SCHEDULE

Date construction will begin: When WATER rights are received

Date construction will be completed: TIMELY FASSION

Date beneficial water use will begin: APON being permitted

SECTION 9: WITHIN A DISTRICT

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

Irrigation District Name	Address	
City	State	Zip

SECTION 10: REMARKS

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

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THIS SPACE RESERVED FOR RECORDER'S USE

FATCO 230319

After recording return to:
CPM Development Corporation
PO Box 3366
Spokane, WA 99220-3366

Until a change is requested all tax statements
shall be sent to the following address:
CPM Development Corporation
PO Box 3366
Spokane, WA 99220-3366

File No.: NCS-230319-OR1 (lew)
Date: June 29, 2006

STATUTORY WARRANTY DEED

J.C. Compton Company, an Oregon corporation, successor by merger to River Bend Sand & Gravel Co., an Oregon corporation, Grantor, conveys and warrants to CPM Development Corporation, a Washington corporation, Grantee, the following described real property free of liens and encumbrances, except as specifically set forth herein:

See Legal Description attached hereto as Exhibit A and by this reference incorporated herein.

This property is free from liens and encumbrances, EXCEPT: See Attached Exhibit "B"

The true consideration for this conveyance consists of other property or value given or promised, which was either part or the whole consideration.

BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON TRANSFERRING FEE TITLE SHOULD INQUIRE ABOUT THE PERSON'S RIGHTS, IF ANY, UNDER ORS 197.352. 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 APPROVED USES AND 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 197.352.

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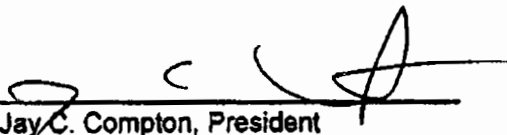
APN: R29508

Statutory Warranty Deed
- continued

File No.: NCS-230319-OR1 (1st)
Date: 06/29/2006

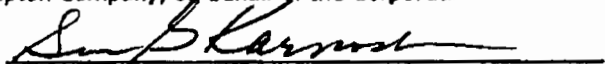
Dated this 30th day of JUNE, 2006

J. C. Compton Company, an Oregon
Corporation


By: Jay C. Compton, President

STATE OF Oregon)
County of Clackamas)ss.

This instrument was acknowledged before me on this 30th day of June, 2006
by Jay C. Compton as President of J. C. Compton Company, on behalf of the Corporation.





Notary Public for Oregon
My commission expires:

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EXHIBIT A

LEGAL DESCRIPTION:

PARCEL NO. I:

BEGINNING AT THE NORTHWEST CORNER OF THE DONATION LAND CLAIM OF THOMAS STANLEY AND WIFE, IN TOWNSHIP 8 SOUTH, RANGE 2 WEST, WILLAMETTE MERIDIAN, MARION COUNTY, OREGON; THENCE NORTH 84° 45' WEST 41.27 CHAINS TO THE MIDDLE OF THE MAIN CHANNEL OF MILL CREEK; THENCE UP THE MIDDLE OF THE MAIN CHANNEL OF MILL CREEK TO THE SOUTH LINE OF THE DONATION LAND CLAIM OF HENRY RICKEY AND WIFE; THENCE SOUTH 89° 10' EAST 60.40 CHAINS TO THE SOUTHWEST BOUNDARY LINE OF THE DONATION LAND CLAIM OF THOMAS STANLEY AND WIFE; THENCE NORTH 44° 45' WEST ALONG THE SAID SOUTHWEST BOUNDARY LINE OF SAID CLAIM, 21.80 CHAINS TO THE PLACE OF BEGINNING.

SAVE AND EXCEPT FROM THE ABOVE DESCRIBED TRACT OF LAND TWO-THIRDS OF AN ACRE OF LAND, MORE OR LESS, DEEDED BY LUCINDA SWEGLE TO THE STATE OF OREGON ON AUGUST 1, 1894, IN VOLUME 57, PAGE 551, DEED RECORDS FOR MARION COUNTY, OREGON.

ALSO EXCEPTING THEREFROM THAT PORTION DEED TO THE STATE OF OREGON, BY AND THROUGH ITS DEPARTMENT OF TRANSPORTATION BY DEED RECORDED JULY 25, 2005, IN REEL 2512, PAGE 19 AND RECORDED JULY 25, 2005, IN REEL 2512, PAGE 20.

FURTHER EXCEPTING THEREFROM ANY PORTION OF SAID LAND LYING WITHIN THE LIMITS OF PACIFIC HIGHWAY OR INTERSTATE HIGHWAY 5 AND KUEBLER BOULEVARD.

PARCEL NO. II:

BEGINNING AT A POINT WHERE THE MIDDLE OF THE MAIN CHANNEL OF MILL CREEK INTERSECTS THE NORTH BOUNDARY LINE OF THE DONATION LAND CLAIM OF JOHN BAUM AND WIFE; AND RUNNING THENCE SOUTH 89° 10' EAST ALONG SAID NORTH BOUNDARY LINE TO A POINT 4.14 CHAINS WEST ON SAID NORTH BOUNDARY LINE FROM THE MOST NORTHERLY NORTHEAST CORNER OF SAID DONATION LAND CLAIM, AT WHICH POINT SAID NORTH BOUNDARY LINE IS INTERSECTED BY A COUNTY ROAD; THENCE SOUTH 15° WEST 35.48 CHAINS; THENCE NORTH 75° WEST 25.0 CHAINS, MORE OR LESS, TO THE MIDDLE OF THE MAIN CHANNEL OF MILL CREEK; THENCE DOWN THE MIDDLE OF THE MAIN CHANNEL OF MILL CREEK AS IT MEANDERS, TO THE PLACE OF BEGINNING.

SAVE AND EXCEPT A PARCEL OF LAND LYING IN THE SOUTHWEST QUARTER OF SECTION 6 AND THE NORTHWEST QUARTER OF SECTION 7, TOWNSHIP 8 SOUTH, RANGE 2 WEST OF THE WILLAMETTE MERIDIAN, MARION COUNTY, OREGON, AND BEING A PORTION OF THAT PROPERTY DESCRIBED IN THAT DEED TO F. W. WENDLAND AND IDA WENDLAND, RECORDED IN VOLUME 151, PAGE 316, DEED RECORDS FOR MARION COUNTY, OREGON. THE SAID PARCEL BEING THAT PORTION OF SAID PROPERTY INCLUDED IN A STRIP OF LAND VARIABLE IN WIDTH, LYING ON THE EASTERLY SIDE OF THE CENTER LINE OF THE SALEM BY-PASS SECTION OF THE PACIFIC HIGHWAY EAST AS SAID HIGHWAY HAS BEEN LOCATED WHICH CENTER LINE IS DESCRIBED AS FOLLOWS: BEGINNING AT ENGINEER'S CENTER LINE STATION 344 + 13.05 SAID STATION BEING APPROXIMATELY 2131 FEET NORTH AND 1231 FEET EAST OF THE SOUTHWEST CORNER OF SAID SECTION 6; THENCE ON A SPIRAL CURVE RIGHT (THE LONG CHORD BEARS SOUTH 10° 56' EAST), 400 FEET; THENCE ON A 3274.05 FOOT RADIUS CURVE RIGHT (THE LONG CHORD OF WHICH BEARS SOUTH 11° 24' 36" WEST), 2286.95 FEET TO STATION 371 + 00, SAID CENTER LINE CROSSING THE NORTHERLY AND WESTERLY LINES OF SAID PROPERTY APPROXIMATELY AT STATION 353 + 70 AND STATION 368 + 25 RESPECTIVELY.

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ALSO, ALL THAT PORTION OF SAID PROPERTY LYING WESTERLY OF THE ABOVE DESCRIBED CENTER LINE.

EXCEPTING THEREFROM THAT PORTION DEED TO THE STATE OF OREGON, BY AND THROUGH ITS DEPARTMENT OF TRANSPORTATION BY DEED RECORDED JULY 25, 2005, IN REEL 2512, PAGE 19 AND RECORDED JULY 25, 2005, IN REEL 2512, PAGE 20.

FURTHER EXCEPTING THEREFROM THAT PORTION DEEDED TO THE CITY OF SALEM, A MUNICIPAL CORPORATION, BY DEED RECORDED OCTOBER 6, 1988, IN REEL 648, PAGE 382 AND RECORDED OCTOBER 6, 1988 IN REEL 648, PAGE 383.

FURTHER EXCEPTING THEREFROM ANY PORTION OF SAID LAND LYING WITHIN THE LIMITS OF PACIFIC HIGHWAY OF INTERSTATE HIGHWAY 5 AND KUEBLER BOULEVARD.

PARCEL NO. III:

BEGINNING AT A POINT IN THE MIDDLE OF THE COUNTY ROAD FROM SALEM TO TURNER, SAID POINT BEING SOUTH 0° 15' WEST 3.50 CHAINS AND SOUTH 34° EAST 15.76 CHAINS FROM THE CORNER OF SECTIONS 1, 6, 7 AND 12 ON THE RANGE LINE BETWEEN RANGES 2 AND 3 WEST, THROUGH TOWNSHIP 8 SOUTH, OF THE WILLAMETTE MERIDIAN, IN MARION COUNTY, OREGON; THENCE SOUTH 42° EAST 9.27 CHAINS IN THE MIDDLE OF SAID COUNTY ROAD TO AN ANGLE IN THE ROAD; THENCE SOUTH 27-½° EAST 25.65 CHAINS IN THE MIDDLE OF SAID COUNTY ROAD, TO THE NORTH SIDE OF THE COUNTY ROAD WHICH INTERSECTS THE SALEM AND TURNER ROAD; THENCE SOUTH 74° 35' EAST ALONG THE NORTH BOUNDARY LINE OF ROAD, 16.05 CHAINS TO THE MIDDLE OF MILL CREEK; THENCE NORTHERLY AND FOLLOWING THE MIDDLE OF MILL CREEK DOWNSTREAM TO A POINT NORTH 62-½° EAST OF THE PLACE OF BEGINNING, SAID POINT BEING SOUTHEAST CORNER OF THE LAND OWNED BY W. A. AND C.A. BONES; THENCE SOUTH 62-½° WEST 8.86 CHAINS ON THE SOUTH LINE OF THE ABOVE NAMED LAND, TO THE PLACE OF BEGINNING.

EXCEPTING THEREFROM ANY PORTION OF SAID LYING WITHIN THE LIMITS OF 37TH AVENUE AND TURNER ROAD.

PARCEL NO. IV:

A PARCEL OF LAND LYING IN THE THOMAS STANLEY DONATION LAND CLAIM NO. 46, TOWNSHIP 8 SOUTH, RANGE 2 WEST, WILLAMETTE MERIDIAN, MARION COUNTY, OREGON AND BEING THAT PROPERTY DESIGNATED AS PARCEL 16 AND DESCRIBED IN THAT DEED TO THE STATE OF OREGON, BY AND THROUGH ITS DEPARTMENT OF TRANSPORTATION, HIGHWAY DIVISION, RECORDED ON REEL 623, PAGE 308 OF MARION COUNTY RECORDS.

EXCEPTING THEREFROM ANY PORTION OF SAID LAND LYING WITHIN THE LIMITS OF KUEBLER BOULEVARD AND LANCASTER DRIVE.

PARCEL NO. V:

A PARCEL OF LAND LYING IN SECTION 7, TOWNSHIP 8 SOUTH, RANGE 2 WEST, WILLAMETTE MERIDIAN, MARION COUNTY, OREGON AND BEING THAT PROPERTY DESIGNATED AS PARCEL 15 AND DESCRIBED IN THAT DEED TO THE STATE OF OREGON, BY AND THROUGH ITS DEPARTMENT OF TRANSPORTATION, HIGHWAY DIVISION, RECORDED ON REEL 623, PAGE 308 OF MARION COUNTY RECORDS.

EXCEPT THEREFROM THAT PORTION OF SAID PROPERTY LYING SOUTHERLY OF A LINE PARALLEL WITH AND 40 FEET NORTHERLY OF THE SOUTHERLY LINE OF SAID PROPERTY.

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FURTHER EXCEPTING THEREFROM THAT PORTION DEEDED TO THE CITY OF SALEM BY DEED RECORDED JUNE 6, 1988 IN REEL 648, PAGE 382 AND IN REEL 648, PAGE 383.

FURTHER EXCEPTING THEREFROM ANY PORTION OF SAID LAND LYING WITHIN THE LIMITS OF KUEBLER BOULEVARD AND CORDON ROAD.

PARCEL NO. VI:

A PARCEL OF LAND LYING IN SECTION 7, TOWNSHIP 8 SOUTH, RANGE 2 WEST, WILLAMETTE MERIDIAN, MARION COUNTY, OREGON AND BEING THAT PROPERTY DESIGNATED AS PARCEL 12 AND DESCRIBED IN THAT DEED TO THE STATE OF OREGON, BY AND THROUGH ITS DEPARTMENT OF TRANSPORTATION, HIGHWAY DIVISION, RECORDED ON REEL 623, PAGE 308 OF MARION COUNTY RECORDS.

EXCEPTING THEREFROM ANY PORTION OF SAID LAND LYING WITHIN THE LIMITS OF 37TH AVENUE AND TURNER ROAD.

ALSO EXCEPTING THEREFROM THE FOLLOWING DESCRIBED PROPERTY:

A FRACTION OF PARCEL B AS DESCRIBED IN REEL 903, PAGE 180, DEED RECORDS SITUATED IN SECTION 7, TOWNSHIP 8 SOUTH, RANGE 2 WEST OF THE WILLAMETTE MERIDIAN IN MARION COUNTY, OREGON DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT ON THE NORTHERLY RIGHT-OF-WAY LINE OF KUEBLER BOULEVARD OPPOSITE ENGINEER'S STATION 741+50 WHICH POINT BEARS NORTH 73°23'47" EAST 2783.46 FEET FROM THE SOUTHWEST CORNER OF SECTION 7, TOWNSHIP 8 SOUTH, RANGE 2 WEST OF THE WILLAMETTE MERIDIAN IN MARION COUNTY, OREGON; THENCE NORTH 66°03'14" WEST 67.19 FEET TO A POINT ON THE EASTERLY RIGHT-OF-WAY LINE OF TURNER ROAD OPPOSITE ENGINEER'S STATION "T" 39+00.00; THENCE NORTH 28°09'19" WEST ALONG SAID RIGHT-OF-WAY LINE, A DISTANCE OF 460.03 FEET TO A POINT OPPOSITE ENGINEER'S STATION "T" 35+40.00; THENCE SOUTH 62°28'03" WEST 23.00 FEET TO AN ANGLE CORNER IN SAID RIGHT-OF-WAY LINE; THENCE NORTH 28°21'30" WEST ALONG SAID RIGHT-OF-WAY LINE, A DISTANCE OF 379.12 FEET TO A POINT OPPOSITE ENGINEER'S STATION "T" 31+59.77 P.C.; THENCE SOUTH 64°21'20" WEST 1.00 FOOT TO AN ANGLE CORNER IN SAID RIGHT-OF-WAY LINE; THENCE NORTH 25°38'40" WEST ALONG SAID RIGHT-OF-WAY LINE A DISTANCE OF 130.40 FEET; THENCE SOUTH 56°52'45" EAST 400.44 FEET; THENCE SOUTH 59°41'08" EAST 484.71 FEET; THENCE SOUTH 50°38'21" WEST 31.07 FEET TO A POINT OPPOSITE ENGINEER'S STATION "OC" 16+50.00; THENCE SOUTH 34°57'24" EAST 165.01 FEET TO A POINT OPPOSITE ENGINEER'S STATION "OC" 18+50.00; THENCE SOUTH 19°43'40" EAST 112.29 FEET TO A POINT ON THE NORTHERLY RIGHT-OF-WAY LINE OF SAID KUEBLER BOULEVARD; THENCE SOUTHWESTERLY ALONG SAID RIGHT-OF-WAY LINE ON THE ARC OF A 1632.95 FOOT RADIUS CURVE TO THE RIGHT (THE CHORD OF WHICH BEARS SOUTH 65°27'01" WEST 358.34 FEET) A DISTANCE OF 359.06 FEET TO THE POINT OF BEGINNING.

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BEGINNING AT THE MOST WESTERLY NORTHWEST CORNER OF THE DONATION LAND CLAIM OF THOMAS STANLEY AND WIFE, IN TOWNSHIP 8 SOUTH, RANGE 2 WEST OF THE WILLAMETTE MERIDIAN IN MARION COUNTY, OREGON AND RUNNING THENCE NORTH 84° 45' WEST 1018.24 FEET; THENCE NORTH 14° 01' 31" WEST 750.28 FEET; THENCE NORTH 66° 30' EAST 1385.36 FEET TO THE MIDDLE OF LANCASTER DRIVE; THENCE SOUTH 62° 15' EAST 91.08 FEET TO AN IRON STAKE; THENCE SOUTH 35° 13' EAST 891.38 FEET, ALONG THE MIDDLE LINE OF SAID LANCASTER DRIVE TO THE NORTH BOUNDARY OF THE THOMAS STANLEY DONATION LAND CLAIM; THENCE SOUTH 47° 30' WEST, ALONG THE NORTH LINE OF SAID STANLEY DONATION LAND CLAIM, 869.22 FEET TO THE POINT OF BEGINNING AND CONTAINING 38 ACRES MORE OR LESS.

EXCEPTING THEREFROM THAT PORTION DEED TO CITY OF SALEM, A MUNICIPAL CORPORATION BY DEED RECORDED JUNE 8, 1988, IN REEL 624, PAGE 249 OF MARION COUNTY RECORDS.

FURTHER EXCEPTING THEREFROM ANY PORTION OF SAID LAND LYING WITHIN THE LIMITS OF LANCASTER DRIVE.

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Exhibit "B"

1. This Item has been intentionally deleted.
2. Limited access provisions contained in Deed to the State of Oregon, by and through its State Highway Commission recorded July 15, 1952 in Book 441, Page 596 Deed Records, which provides that no right of easement or right of access to, from or across the State Highway other than expressly therein provided for shall attach to the abutting property.
3. Easement, including terms and provisions contained therein:
Recording Information: November 25, 1957 in Book 506, Page 58
In Favor of: City of Salem
For: Water pipelines
4. Easement, including terms and provisions contained therein:
Recording Information: March 8, 1962 in Book 555, Page 446
In Favor of: Southern Pacific Pipe Lines, Inc.
For: Pipelines
5. Easement, including terms and provisions contained therein:
Recording Information: May 2, 1962 in Book 558, Page 4
In Favor of: Southern Pacific Pipe Lines, Inc.
For: Pipelines
6. Easement, including terms and provisions contained therein:
Recording Information: December 6, 1963 in Volume 580, Page 128
In Favor of: Northwest Natural Gas Company
For: Gas pressure regulator
7. Easement, including terms and provisions contained therein:
Recording Information: August 7, 1973 in Book 758, Page 241
In Favor of: City of Salem, a municipal corporation
For: Avigation easement for approval and transition zones
8. Easement, including terms and provisions contained therein:
Recording Information: April 9, 1979 in Reel 163, Page 276
In Favor of: City of Salem
For: Water service
9. The terms and provisions contained in the document entitled "Memorandum of Agreement" recorded July 9, 1979 as Reel 175, Page 1739 of Film Records.
The interest of M-P Materials Corporation, an Oregon corporation, by assigned by instrument recorded July 10, 1981, in Reel 255, Page 679, Film Records for Marion County, Oregon, to Comco Construction, Oreg. Ltd., an Oregon limited partnership.
(Affects Parcels I and II)
10. Reservations, including the terms and provisions thereof, as set forth in instrument recorded

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August 22, 1988, in Reel 639, Page 107, Film Records for Marion County, Oregon, as follows: "All minerals as defined in ORS 273.775(1) existing on said property, excluding however, soil, clay, stone, sand, and gravel, and all geothermal resources, as defined in ORS 273.775(2), together with the right to make such use of the surface as may be reasonably necessary for prospecting for, exploring for, mining, extracting, reinjecting, storing, drilling for, and removing such minerals, materials, and geothermal resources, except however, no entry for such activities will be allowed upon the surface of the right of way of any public highway or public roads. In the event use of the abovementioned property by Grantor, or any future surface owner is damaged by one or more of the activities described above, then Grantor, or any future surface owner shall be entitled to compensation from the Division of State Land's lessee to the extent of the diminution in value of said property, based on the actual use by Grantor, or any future surface owner at the time the Division of State Lands' Lessee conducts any of the above activities."

11. Easement, including terms and provisions contained therein:
Recording Information: October 6, 1988 in Reel 648, Page 382
In Favor of: City of Salem, Oregon, a municipal corporation
For: Drainage facility
(Affects Parcels II and V)

12. Easement in favor of the City of Salem for storm drainage, as disclosed by glad map on file with the City of Salem, 57-454.

13. Easement, including terms and provisions contained therein:
Recording Information: August 6, 1990 in Reel 789, Page 303
In Favor of: State of Oregon, by and through its Department of
Transportation, Highway Division
For: Drainage facilities
(Affects Parcels III and VI)

14. Covenants, conditions, restrictions and easements in the document recorded November 25, 1991 as Reel 903, Page 180 of Film Records, which provide that a violation thereof shall not defeat or render invalid the lien of any first mortgage or deed of trust made in good faith and for value, but deleting any covenant, condition or restriction indicating a preference, limitation or discrimination based on race, color, religion, sex, handicap, familial status, national origin, sexual orientation, marital status, ancestry, source of income or disability, to the extent such covenants, conditions or restrictions violate Title 42, Section 3604(c), of the United States Codes or Section 12955 of the Oregon Government Code. Lawful restrictions under state and federal law on the age of occupants in senior housing or housing for older persons shall not be construed as restrictions based on familial status.

15. The terms and provisions contained in the document entitled "City of Salem Revocable Permit Agreement" recorded March 11, 1991 as Reel 838, Page 181 of Official Records.
(Affects Parcels II and V)

16. The terms and provisions contained in the document entitled "Pipeline Agreement and Grant of Easement" recorded as Reel 1062, Page 449 of Official Records. By and between J.C. Compton Company, an Oregon corporation, dba River Bend Sand & Gravel Co. and SFPP, L.P., a Delaware limited partnership, and Santa Fe Pacific Pipelines, Inc., its general partner.
Document(s) declaring modifications thereof recorded August 12, 1996 as Reel 1332, Page 41 of Official Records.
Document(s) declaring modifications thereof recorded August 14, 1996 as Reel 1332, Page 352 of Official Records.
Document(s) declaring modifications thereof recorded January 6, 1998 as Reel 1452, Page 608 of

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Official Records.

17. Easement, including terms and provisions contained therein:
Recording Information: December 3, 2002 In Reel 2033, Page 452
In Favor of: City of Salem, a municipal corporation
For: Pipelines and a temporary working easement
(Affects Parcel VI)

18. Abutter's rights of ingress and egress to or from Pacific Highway have been relinquished in the document recorded July 25, 2005 as Reel 2512, Page 19 of Official Records.
(Affects Parcels I and II)

19. Rights of the public and of governmental bodies in and to that portion of the premises herein described lying below the high water mark of Mill Creek and Unnamed Ponds .

20. Any adverse claim based upon the assertion that some portion of said land has been removed from or brought within the boundaries thereof by an avulsive movement of the Mill Creek and Unnamed Ponds or has been formed by the process of accretion or reliction or has been created by artificial means or has accreted to such portion so created.

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REEL:2672

PAGE: 49

July 03, 2006, 04:03 pm.

CONTROL #: 171185

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: \$ 66.00

BILL BURGESS
COUNTY CLERK

THIS IS NOT AN INVOICE.

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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: _____
First Riverbend Last StG.
Mailing Address: P.O. 12095 (MARK GREYSON)
Salem City OR State 97309 Zip Daytime Phone: 503-576-0500

A. Land and Location

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

Township	Range	Section	¼ ¼	Tax Lot #	Plan Designation (e.g., Rural Residential/RR-5)	Water to be:			Proposed Land Use:
<u>8S</u>	<u>2W</u>	<u>6</u>				<input type="checkbox"/> Diverted	<input type="checkbox"/> Conveyed	<input checked="" 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	
						<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 Co. SALEM OR

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: 5000 DAILY 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 USED TO BATCH CONCRETE

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Note to applicant: If the Land Use Information Form cannot be completed, write you want, 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.

For property located @ 4105 Lancaster Dr SE Taxlot# 082W0601200
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): Salem Revised Code Chapters 554 & 802
- 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.

All Buildings are to remain "Connect" to Public Water System. Water usage is for processing only.

Name: _____ Title: Amy J. Dixon, Planner II
 Signature: [Signature] Phone: 503-540-2304 Date: 5/2/17
 Government Entity: City of Salem

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

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Applicant Name: _____ City or County: _____ Staff contact: _____
 MAY 3 2017 Signature: _____ Phone: _____ Date: AUG 14 2017

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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: Friday, August 11, 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)	.5	\$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.	Recalculate	
Estimated cost of Permit Application		\$2,210.00

OWRD Fee Schedule

Fee Calculator Version B20170117


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

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Today's Date: Tuesday, April 25, 2017

Base Application Fee for use of Ground, Surface and optionally Stored Water.		\$1,150.00
Number of proposed cubic feet per second (cfs) to be appropriated. (1 cfs = 448.83 gallons per minute)	.5	\$300.00
Number of proposed Use's for the appropriated water. (i.e. Irrigation, Supplemental Irrigation, Pond Maintenance, Industrial, Commercial, etc) *	1	
Number of proposed Ground Water points of appropriation. (i.e. number of wells) (include all injection wells, if applicable) **	1	
Number of Acre Feet to be stored in a reservoir/pond from Ground Water.	0	
Number of Acre Feet to be appropriated from reservoir/pond (Only Applies to reservoir/pond constructed under Ground Water Application) †	0	
Number of reservoirs.	0	
Permit Recording Fee. ***		\$450.00
* the 1st Water Use is included in the base cost. ** the 1st Ground Water point of appropriation is included in the base cost. *** the Permit Recording Fee is not required when the application is submitted but, must be paid before a permit will be issued. It is fully refundable if a permit is not issued. If the recording fee is not paid prior to issuance of the Final Order, permit issuance will be delayed.	<input type="button" value="Recalculate"/>	
Estimated cost of Permit Application		\$1,900.00

OWRD Fee Schedule

Fee Calculator Version B20130709

check OR CASH

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