

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.oar). 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 \$260. 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 \$410.00 for the applicant and \$810.00 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.

RECEIVED

AUG 24 2017
WR

OWRD

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 of local planning department(*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: \$ _____
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)
- ☒ 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:

RECEIVED

AUG 24 2017
WR

OWRD

S-88444

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 Matthew A Greer		PHONE (HM)	
PHONE (WK)	CELL 503.869.6333	FAX	
ADDRESS PO BOX 10463			
CITY Portland	STATE OR	ZIP 97296	E-MAIL * matthewagreer@gmail.com

Organization Information

NAME		PHONE	FAX
ADDRESS			CELL
CITY	STATE	ZIP	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 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 have not provided my social security number in any of the materials submitted to the Department.

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

Applicant Signature

Matthew Greer
Print Name and title if applicable

8/24/17
Date

Applicant Signature

Print Name and title if applicable

Date

App. No. **S-88444**

For Department Use
Permit No. _____

Date _____

RECEIVED

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*).

2N2W Section 11 DD, TL 500 James D. Baughn 20750 NW Morgan Road Portland, Or 97231

2N2W Section 11, DD TL 400 James D. Baughn 20750 NW Morgan Road Portland, Or 97231

2N2W Section 11, DD TL 300 James D. Baughn 20750 NW Morgan Road Portland, Or 97231

2N2W Section 11, DD TL 600 Larry H & Gloria Nelson 20644 NW Morgan Rd Portland, Or 97231

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: Unnamed stream

Tributary to: Patterson Creek

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

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

☐ Yes.

☒ 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
Unnamed tributary to Patterson Creek	Human Consumption and Domestic Use	Year round	.005 ☒ cfs ☐ gpm ☐ af
Unnamed tributary to Patterson Creek	Irrigation of domestic garden	Year round	.005 ☒ cfs ☐ gpm ☐ af
			☐ cfs ☐ gpm ☐ af
			☐ cfs ☐ gpm ☐ af

For irrigation use only:

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

Primary: 0.5 Acres Supplemental: Acres

If supplemental Acres is listed, provide 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: 1

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

N/A

RECEIVED

AUG 24 2017

WR

OWRD

SECTION 5: WATER MANAGEMENT

A. Diversion and Conveyance

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

☐ Pump (give horsepower and type): _____

☒ Other means (describe): Gravity Fed

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

Concrete reinforced walled reservoir 15' in length, 8' wide with floodgate consisting of I-beam and removable wood 2x6 for control and storage up to 3' in height. Reservoir capacity approximately 600 gallons. Water line enters lower part of wall and consists of 3 1/2" cast iron pipe capped with a gallon sized strainer. (Point of Diversion). Cast iron pipe follows natural downhill flow of stream for approximately 500' where a saddle-T with valve is installed and a 2" plastic pipe runs approximately 250' to residence of Permit # 44813. At the saddle T a Y will be installed to continue 2" CPVC piping for approximately 500' to 1" Wirsbo plastic piping supplying the house for domestic use with standpipe for irrigation and fire fighting protection near garden and shop. Pipe will be minimum 24" below grade and/or traveling in stream bed for length of run.

B. Application Method

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

Domestic use through standard plumbing. Frost free hose bibbs, drip irrigation, and/or sprinklers for 1/2 acre domestic garden irrigation

C. Conservation

Please describe why the amount of water requested is needed and measures you propose to: prevent waste; measure the amount of water diverted; prevent damage to public uses of affected surface waters.

Water is limited to domestic use and domestic garden use. Water meter will be installed at a T where house connection is located.

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: _____

☒ Excavation or clearing of banks will be kept to a minimum to protect riparian or streamside areas.
Describe planned actions: No clearing of banks planned at all

☒ Operating equipment in a water body will be managed and timed to prevent damage to aquatic life.
Describe: No equipment will be in a water body as part of this work

☒ Water quality will be protected by preventing erosion and run-off of waste or chemical products.
Describe: Natural bioswales and new plantings are proposed as part of new house construction.

RECEIVED

AUG 24 2017

WR
OWRD

SECTION 7: PROJECT SCHEDULE

Date construction will begin: Preparation will occur weather permitting starting 9/15/17

Date construction will be completed: Trenching will be completed by 10/31/18

Date beneficial water use will begin: As soon as possible as needed for construction

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.

RECEIVED

AUG 24 2017

WR
OWRD

S-88444

Land Use Information Form



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

NOTE TO APPLICANTS

In order for your application to be processed by the Water Resources Department (WRD), this Land Use Information Form must be completed by a local government planning official in the jurisdiction(s) where your water right will be used and developed. The planning official may choose to complete the form while you wait, or return the receipt stub to you. Applications received by WRD without the Land Use Form or the receipt stub will be returned to you. Please be aware that your application will not be approved without land use approval.

This form is NOT required if:

- 1) Water is to be diverted, conveyed, and/or used only on federal lands; **OR**
- 2) The application is for a water right transfer, allocation of conserved water, exchange, permit amendment, or ground water registration modification, and all of the following apply:
 - a) The existing and proposed water use is located entirely within lands zoned for exclusive farm-use or within an irrigation district;
 - b) The application involves a change in place of use only;
 - c) The change does not involve the placement or modification of structures, including but not limited to water diversion, impoundment, distribution facilities, water wells and well houses; and
 - d) The application involves irrigation water uses only.

NOTE TO LOCAL GOVERNMENTS

The person presenting the attached Land Use Information Form is applying for or modifying a water right. The Water Resources Department (WRD) requires its applicants to obtain land-use information to be sure the water rights do not result in land uses that are incompatible with your comprehensive plan. Please complete the form or detach the receipt stub and return it to the applicant for inclusion in their water right application. You will receive notice once the applicant formally submits his or her request to the WRD. The notice will give more information about WRD's water rights process and provide additional comment opportunities. You will have 30 days from the date of the notice to complete the land-use form and return it to the WRD. If no land-use information is received from you within that 30-day period, the WRD may presume the land use associated with the proposed water right is compatible with your comprehensive plan. Your attention to this request for information is greatly appreciated by the Water Resources Department. If you have any questions concerning this form, please contact the WRD's Customer Service Group at 503-986-0801.

RECEIVED

AUG 24 2017

WR

OWRD

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: Matthew Greer
First Last

Mailing Address: PO Box 10463

Portland OR 97296 Daytime Phone: 503-869-6333
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:
2N	2W	11 DD	W 1/2 of NE 1/4 of SE 1/4	200	RR5	☐ Diverted	☐ Conveyed	☒ Used	same
2N	2W	11DD	E 1/2 of NW 1/4 of SE 1/4 of SE 1/4	300	RR5	☐ Diverted	☒ Conveyed	☐ Used	same
2N	2W	11DD	NW 1/4 of NW 1/4 of SE 1/4	400	RR5	☐ Diverted	☒ Conveyed	☐ Used	same
2N	2W	11	SW 1/4 SE 1/4	200	CFU1	☒ Diverted	☐ Conveyed	☐ Used	same

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

Multnomah County, Oregon

Concrete reinforced walled reservoir 15' in length, 8' wide with floodgate consisting of I-beam and removable wood 2x6 for control and storage up to 3' in height. Reservoir capacity approximately 600 gallons. Water line enters lower part of wall and consists of 3 1/2" cast iron pipe capped with a gallon sized strainer. (Point of Diversion). Cast iron pipe follows natural downhill flow of stream for approximately 500' where a saddle-T with valve is installed and a 2" plastic pipe runs approximately 250' to residence of Permit # 44813. At the saddle T a Y will be installed to continue 2" CPVC piping for approximately 500' to 1" Wirsbo plastic piping supplying the house for domestic use with standpipe for irrigation and fire fighting protection near garden and shop. Pipe will be minimum 24" below grade and/or traveling in stream bed for length of run.

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) Unnamed stream, a tributary of Patterson Creek

Estimated quantity of water needed: .005 domestic & .005 domestic garden irrigation ☒ cubic feet per second ☐ gallons per minute ☐ acre-feet

Intended use of water: ☐ Irrigation ☐ Commercial ☐ Industrial ☒ Domestic for 1 household(s)
☐ Municipal ☐ Quasi-Municipal ☐ Instream ☒ Other domestic garden irrigation

Briefly describe:

Applicant has obtained Lot of Record for 2n2w11DD tax lot 200 from Multnomah County Land Use TI-2017-8008 and desires to obtain permitted (and future certificate) for domestic water use as well as 1/2 acre domestic garden irrigation prior to construction

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.

RECEIVED

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 33.3120(C)
- ☐ 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:	
		☐ Obtained ☐ Denied	☐ Being Pursued ☐ Not Being Pursued
		☐ Obtained ☐ Denied	☐ Being Pursued ☐ Not Being Pursued
		☐ Obtained ☐ Denied	☐ Being Pursued ☐ Not Being Pursued
		☐ Obtained ☐ Denied	☐ Being Pursued ☐ Not Being Pursued
		☐ Obtained ☐ Denied	☐ Being Pursued ☐ Not Being Pursued

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: Chris Liu Title: Asst. Planner

Signature: [Signature] Phone: 503-988-2764 Date: 8-24-17

Government Entity: Multnomah County Land Use Planning

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: _____

RECEIVED

Date _____

(For staff use only)



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

WE ARE RETURNING YOUR APPLICATION FOR THE FOLLOWING REASON(S):

- ☐ SECTION 1: _____
- ☐ SECTION 2: _____
- ☐ SECTION 3: _____
- ☐ SECTION 4: _____
- ☐ SECTION 5: _____
- ☐ SECTION 6: _____
- ☐ SECTION 7: _____
- ☐ SECTION 8: _____
- ☐ SECTION 9: _____
- ☐ Land Use Information Form _____
- ☐ 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 _____

MAP

- ☐ 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 _____

RECEIVED

AUG 24 2017

WR

OWRD

1600 SE 190th Avenue, Portland OR 97233-5910 • PH. (503) 988-3043 • Fax (503) 988-3389

LOT OF RECORD INQUIRY

CASE No: T1-2017-8008

August 11, 2017

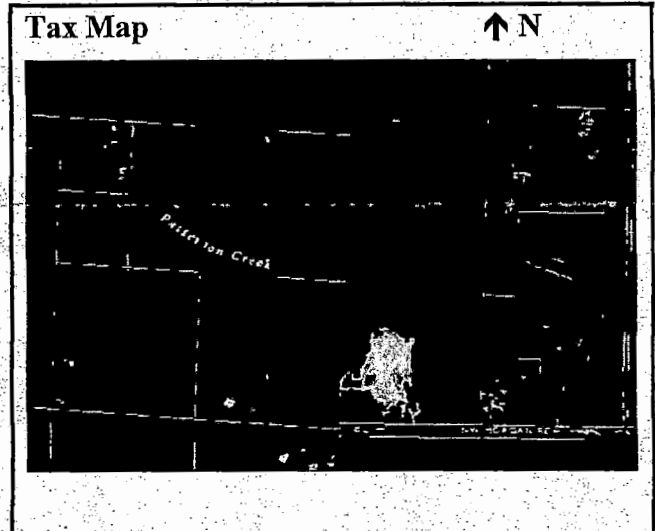
Location: No Situs Address
Tax Lot 200, Section 11DD,
Township 2 North, Range 2 West,
W.M.
Property ID #R325625
Alternate Account #R972110170

Prop. Owner(s): Matt Greer

Base Zone: Rural Residential (RR)

Overlays: SEC-S, SEC-H, SEC-V, HD

Property Size: 5.12 acres

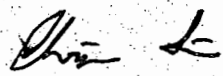


Applicant Matt Greer provided the following information on 6/29/2017 regarding the subject property:

Deed/ Contract	Book/Page Instrument #	Date Deed in Recordable Form	Zoning at Time of Deed	Minimum Lot Size Required	Road Frontage Required
Warranty Deed	Book 1196, Page 427	July 26, 1977	F2	2.00 acres	☒ Yes ☐ No
Warranty Deed	2016- 005559	January 15, 2016	RR	5.00 acres	☒ Yes ☐ No

The above property is located in the ☐ CFU ☐ EFU zone ☒ Not Applicable.

Based upon the information provided, the lot/parcel is a Lot of Record.


Chris Liu
Assistant Land Use Planner
8/11/2017

RECEIVED

AUG 24 2017

OWRD

File #T1-2017-8008

S-88444

Addendum Exhibit A

This addendum exhibit A is made on the date set forth below and is intended to detail the legal description of the property on the sale and earnest money receipt (the "agreement") of the parties dated February 7, 2013 by and between Larry H. Nelson, Seller and Matthew A. Greer, Purchaser.

GRANTOR'S NAME:

Larry H. Nelson

GRANTEE'S NAME:

Matthew A. Greer

AFTER RECORDING RETURN TO:

Matthew A. Greer
P.O. Box 10463
Portland, OR 97296

Property ID: R325625
2N2W Section 11DD Tax lot 200

DEED

Larry H. Nelson, Grantor, conveys and warrants to

Matthew A. Greer, Grantee, the following described real property, free and clear of encumbrances excepts as specifically set forth below, situated in the County of Multnomah, State of Oregon:

West one-half of Northeast quarter of Southeast quarter of Southeast quarter of Section 11, Township 2 North, Range 2 West of the Willamette Meridian, in the County of Multnomah and State of Oregon.

The said property is free from encumbrances except: easement for ingress and egress and right of way as contained in deed recorded 11-14-57 in Book 1872 page 107; easement 60 feet in width recorded 5-19-76 in Book 1104 page 1155. Also subject to water rights as described in document recorded in Book 624 page 419.

Dated: 5/05/13

Accepted By:

Larry H. Nelson
Larry H. Nelson, Seller

Matthew A. Greer
Matthew A. Greer, Purchaser

RECEIVED

AUG 24 2017

OWRD

S-88444

KA

BOOK 2075 PAGE 426

KNOW ALL MEN BY THESE PRESENTS, That I, Alfred F. Tetzlaff,
 unmarried,
 in consideration of TEN DOLLARS and other valuable consideration granted
 to me paid by Edward S. Kane and Helen Kane, husband and wife, and
George P. Kane and Shirley Kane, husband and wife,

do hereby grant, bargain, sell and convey unto the said grantees Phelix,
 the following real property, with the tenements, hereditaments and appurtenances, situated in the County
 of Multnomah and State of Oregon, bounded and described as follows, to-wit:
 The Southeast quarter of the Southeast quarter of Section 11,
 Township 2 North, Range 2 West of the Willamette Meridian, in
 the County of Columbia and State of Oregon. SUBJECT TO: Lease,
 including the terms and provisions thereof, to Sunray-Mid-Continent
 Oil Company dated July 18, 1956 and recorded November 8, 1956 in
 Book 1815, page 519, Deed Records. AND - - - - -
 GIVING AND GRANTING unto grantees, the right with others, to take
 water for domestic purposes from premises of the grantor located
 and being in the Northwest quarter of the Southeast quarter of
 said Section 11, Township 2 North, Range 2 West of the Willamette
 Meridian, and to use, with others, the water system now in operation
 and serving the premises herein conveyed, together with the right
 to go upon said premises for the purpose of maintaining said water
 system.

To Have and to Hold the above described and granted premises unto the said grantees, S, their
 heirs and assigns forever.

And I, the grantor, do covenant that I am lawfully seized in fee simple of the above
 granted premises free from all encumbrances, save and except 1961-1962 taxes.

and that I, my heirs, executors and administrators, shall warrant and forever
 defend the above granted premises, and every part and parcel thereof, against the lawful claims and
 demands of all persons whomsoever. SAVE AS ABOVE SET FORTH.

Witness my hand and seal this 31 day of July, 1961.

Alfred F. Tetzlaff (SEAL)

(SEAL)

(SEAL)

(SEAL)



County of Columbia ss.

On this 31 day of July, 1961,

before me, the undersigned, a Notary Public in and for said County and State, personally appeared the
 within named Alfred F. Tetzlaff

who is

known to me to be the identical individual described in and who executed the within
 instrument, and acknowledged to me that he executed the same freely and voluntarily.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my official
 seal the day and year last above written.

Mary J. Jenkins
 Notary Public for Oregon.
 My commission expires June 24, 1962

WARRANTY DEED

Tetzlaff

TO

Kane

AFTER RECORDING RETURN TO

Scappoose Real Estate

Scappoose

Oregon

Alfred F. Tetzlaff

141 S. 24th

Portland 10, Ore.

STATE OF OREGON, } ss.
 County of Multnomah, }
 I, S. J. Cohn, County Clerk, and rec-diffic Re-
 corder of Conveyances, in and for said County, do
 hereby certify that the within instrument of writing
 was received for record and recorded in the record
 of said County at

DEED

1961 AUG 10 PM 2 18

In Book 2075 On Page 426
 Witness my hand and seal of office affixed
 at Scappoose Oregon
 S. J. Cohn
 County Clerk
 Deputy

32068

AUG 10 1961

RECEIVED

AUG 24 2017

VRD

S-88444

EASEMENT

433097

DONALD K. DAVID and PEGGY DAVID, husband and wife, ARTHUR F. KOLING,
MARLIN J. MILES, L. O. MUNT and EVA MAE MUNT, husband and wife, and CAROLYN
K. HANSON and MERIE J. HANSON, husband and wife, hereinafter called Grantors,
convey to all owners of real property located in the Southeast one-quarter of
the Southeast one-quarter of Section 11, Township 2 North, Range 2 West of the
Willamette Meridian, Multnomah County, Oregon, and their heirs and assigns,
including future owners of portions of their respective tracts, a perpetual and
non-exclusive easement, 60 feet in width for construction and maintenance of a
runway and for installation and maintenance of water lines and other public utility
or private utility company pipes, poles, wires, or lines, and for ingress and egress
of all parties hereto. Said easement is more particularly described as follows:

An Easement reserved for ingress and egress and for installing and main-
taining utilities, located in the Southeast one quarter (S.E. 1/4) of the
Southeast one quarter (S.E. 1/4) of Section 11, Township 2 North, Range 2
West of the Willamette Meridian, Multnomah County, Oregon. Said easement being
60.00 feet in width, 30.00 feet on each side of the following described
center line.

Beginning at the Southeast Corner of said Section 11, thence North
00°06'20" West along the Easterly line of said Section 11 a distance of
30.02 feet to the true point of beginning of the center line herein described.

Thence North 88°05'16" West parallel with and 30.00 feet Northerly of
the Southerly line of said Section 11, a distance of 915.65 feet to the
beginning of a curve; thence along a 100.00 foot radius curve to the right
through a central angle of 48°50'36" an Arc distance of 85.25 feet (the long
chord of said curve bears North 63°40'18" West a distance of 82.69 feet);
thence North 39°15'00" West a distance of 39.41 feet to the beginning of a
curve; thence along a 100.00 foot radius curve to the right through a central
angle of 97°18'00" an Arc distance of 47.70 feet (the long chord of said
curve bears North 35°36'00" West a distance of 67.66 feet); thence North
31°57'00" West a distance of 78.58 feet to the beginning of a curve; thence
along a 100.00 foot radius curve to the left, through a central angle of
27°09'00" an Arc distance of 142.16 feet (the long chord of said curve bears
North 45°21'30" West a distance of 140.81 feet); thence North 39°06'00" West
a distance of 12.65 feet to the beginning of a curve; thence along a 166.08
foot radius curve to the right through a central angle of 97°57'00" an Arc
distance of 249.73 feet (the long chord of said curve bears North 10°07'10"
West a distance of 191.74 feet); thence North 28°51'00" East a distance of
201.17 feet to the beginning of a curve; thence along a 130.00 foot radius

EASEMENT - 1.

Noted &
Indexed
Filed
Tulsa Insurance Company

NOTED &
INDEXED
FILED

FILED

RECEIVED

FEB 09 2015

WATER RESOURCES DEPT
SALMON REGION

RECEIVED

AUG 24 2017

OWRD

S-88044

S-88444

JUL 20 03 03:11P
07/29/2003 02:38

DRUMMER'S RECORD
5032317365

BELLA CASA

P.0371

Recorded By
Pledge National
Title Insurance Company

curve to the left through a central angle of 37°18'00" on an arc distance of 84.63 feet (the long chord of said curve bears North 20°12'00" East a distance of 83.14 feet); thence North 01°33'00" East a distance of 54.47 feet to the beginning of a curve thence along a 50.00 foot radius curve to the right through a central angle of 76°40'00" an arc distance of 66.90 feet (the long chord of said curve bears North 39°33'00" East a distance of 62.02 feet) to the beginning of a curve; thence along a 125.10 foot radius curve to the right through a central angle of 29°04'00" an arc distance of 63.46 feet (the long chord of said curve bears North 47°15'00" East a distance of 62.79 feet); thence South 72°43'00" East a distance of 55.76 feet to the beginning of a curve; thence along a 212.00 foot radius curve to the left through a central angle of 36°34'00" an arc distance of 135.30 feet (the long chord of said curve bears North 49°00'00" East a distance of 133.02 feet); thence North 70°43'00" East a distance of 156.45 feet to the beginning of a curve; thence along a 200.00 foot radius curve to the right through a central angle of 28°38'00" an arc distance of 99.95 feet (the long chord of said curve bears North 85°02'00" East a distance of 98.92 feet); thence South 80°39'00" East a distance of 89.78 feet to the beginning of a curve; thence along a 160.00 foot radius curve to the left through a central angle of 33°58'00" an arc distance of 94.85 feet (the long chord of said curve bears North 82°22'00" East a distance of 93.47 feet); thence North 65°23'00" East a distance of 72.92 feet to a point terminating said center line. Together with slope monuments as required.

433147

DOM 1104 REG 1156

DATED this 30 day of April 1976.

Donald E. David
Donald E. David
Arthur F. Koning
Arthur F. Koning
Marlin J. Miles
Marlin J. Miles
L. O. Hunt
L. O. Hunt
Carolyn R. Hannan
Carolyn R. Hannan
Merlin J. Hannan
Merlin J. Hannan

EASEMENT - 2.

PORTLA

RECEIVED

FEB 09 2015

WATER RESOURCES DEPT
SALEM, OREGON

RECEIVED

AUG 24 2017

OWRD

S-88049

S-88444

STATE OF OREGON
County of Multnomah
April 30 1976. Personally appeared the above named Donald K. David
and Peggy David, husband and wife, and acknowledged the foregoing instrument
to be their voluntary act. Before me:

433097

David P. ...
Notary Public for Oregon
My Commission Expires: 11-11-78

STATE OF OREGON
County of Multnomah
April 19 1976. Personally appeared the above named Arthur P. Koning
and acknowledged the foregoing instrument to be his voluntary act. Before me:

David P. ...
Notary Public for Oregon
My Commission Expires: 11-11-78

STATE OF OREGON
County of Multnomah
April 16 1976. Personally appeared the above named Martin J. Miles
and acknowledged the foregoing instrument to be his voluntary act. Before me:

David P. ...
Notary Public for Oregon
My Commission Expires: 11-11-78

STATE OF OREGON
County of Multnomah
April 16 1976. Personally appeared L. U. Hunt and Eva Mna Hunt,
husband and wife, and acknowledged the foregoing instrument to be their
voluntary act. Before me:

David P. ...
Notary Public for Oregon
My Commission Expires: 11-11-78

STATE OF OREGON
County of Columbia
April 21 1976. Personally appeared Carolyn K. Manson and Marle J.
Manson, husband and wife, and acknowledged the foregoing instrument to be
their voluntary act. Before me:

Georgia M. Snell
Notary Public for Oregon
My Commission Expires:

March 31, 1980

EASIMENT - 3.

RECEIVED

FEB 09 2015

WATER RESOURCES DEPT
SALEM, OREGON

RECEIVED

AUG 24 2017

OWRD

S-88049

S-88444

Matt Greer
P.O. Box 10463
Portland, Oregon 97296
503.869.6333 cellular

Phil and Judy Temko
4780 Hidden Oaks Rd
Santa Rosa, CA 95404

August 23, 2017

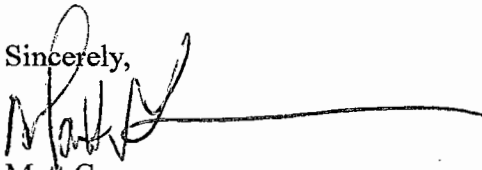
Dear Phil and Judy,

I wanted to write you to introduce myself as a neighbor up behind the gate on Morgan Road. I purchased Tax Lot 200, a 5 acre parcel just east of Jim Baughn's property from Larry Nelson back in 2012. I've known Jim Baughn for nearly 8 years now and we have become good friends.

I own a construction business (Windward Construction LLC www.windwardconstruction.us) and my wife Tara and I have three wonderful children: Everett (3 months), Kristi (2 1/2 years), and Sam (7 years). We have decided to leave the city and build a home on the land where we can raise them to live sustainably with nature. I previously built and lived in a home down near Rainier Ave and Morgan Road and am excited about the thought of being back out there.

We recently obtained the Lot of Record from Multnomah County Land Use and are now seeking to obtain a permit and certificate for water rights to our property. My understanding from the Oregon Water Resource Department is that I am required to provide you with written notice that I am submitting my application because the reservoir sits on your land.

I'm happy to meet with you or discuss by phone any thoughts or comments you may have directly. I also want to extend a hand as a neighbor if there is ever anything you need help with on your property. Look forward to meeting you sometime when you're up this way. Thank you.

Sincerely,

Matt Greer
503.869.6333
matthewagreer@gmail.com

RECEIVED

AUG 24 2017

OWRD

PO Box 10463 Portland, Or 97296

S-88444



Today's Date: Thursday, August 24, 2017

Base Application Fee for use of Surface and optionally Stored Water.		\$930.00
Number of proposed cubic feet per second (cfs) to be diverted. (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 Surface Water points of diversions. **	1	
Number of Acre Feet to be diverted from Stored Water. (if the application is appropriating water from a pond/reservoir)	0	
Permit Recording Fee. ***		\$520.00
* the 1st Water Use is included in the base cost. ** the 1st Surface Water point of diversion 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		\$1,800.00

OWRD Fee Schedule

Fee Calculator Version: B20170117