

# Application for a Permit to Use Groundwater



Oregon Water Resources Department  
725 Summer Street NE, Suite A  
Salem, Oregon 97301-1266  
(503) 986-0900  
[www.wrd.state.or.us](http://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](http://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 \$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](http://www.oregon.gov/owrd). The public comment period is 30 days from publication in the weekly notice.

### 4. Proposed Final Order Issued

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

### 5. Public Notice

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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 for the applicant and \$810 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

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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.

# 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
- ☒ ~~na~~ SECTION 6: storage of groundwater in a reservoir
- ☒ ~~na~~ SECTION 7: use of stored groundwater from the reservoir
- ☒ SECTION 8: project schedule
- ☒ ~~not~~ SECTION 9: within a district
- ☒ SECTION 10: remarks

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### 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. Example: A copy of the deed, land sales contract or title insurance policy.
- ☒ Fees - Amount enclosed: \$ 2560  
See the Department's Fee Schedule at [www.oregon.gov/owrd](http://www.oregon.gov/owrd) or call (503) 986-0900.

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

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

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# Application for a Permit to Use Groundwater



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

## SECTION 1: APPLICANT INFORMATION AND SIGNATURE

### Applicant Information

|                                      |  |                          |                                |                                           |  |
|--------------------------------------|--|--------------------------|--------------------------------|-------------------------------------------|--|
| NAME <b>BRADY Royce Moss</b>         |  |                          | PHONE (HM) <b>541 220 1416</b> |                                           |  |
| PHONE (WK) <b>541 286 4657</b>       |  | CELL <b>541 220 1416</b> |                                | FAX                                       |  |
| ADDRESS <b>30 242 Harvest Dr. SW</b> |  |                          |                                |                                           |  |
| CITY <b>Albany</b>                   |  | STATE <b>OR</b>          | ZIP <b>97321</b>               | E-MAIL* <b>beaverballerbrad@gmail.com</b> |  |

### Organization Information

|         |       |     |                            |  |                      |
|---------|-------|-----|----------------------------|--|----------------------|
| NAME    |       |     | PHONE                      |  | FAX                  |
| ADDRESS |       |     |                            |  | CELL <b>RECEIVED</b> |
| CITY    | STATE | ZIP | E-MAIL* <b>MAR 14 2018</b> |  |                      |

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

|                       |       |     |         |  |                 |
|-----------------------|-------|-----|---------|--|-----------------|
| AGENT / BUSINESS NAME |       |     | PHONE   |  | FAX <b>OWRD</b> |
| 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

Print Name and title if applicable

Date

Applicant Signature

Print Name and title if applicable

Date

|                        |                  |            |
|------------------------|------------------|------------|
| For Department Use     |                  |            |
| App. No. <b>G18637</b> | 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).

Kathryn C Moss trust  
2278 Wooded Knolls Dr  
Philomath, OR 97370

Brian Moss & Angela Weeks  
30242 Harvest Dr SW  
Albany, OR 97321

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        | Muddy Creek                   | 0.8 miles                         | + 8 ft                                                       |
| 2        | Muddy Creek                   | 0.7 miles                         | + 8 ft                                                       |
|          |                               |                                   |                                                              |
|          |                               |                                   |                                                              |
|          |                               |                                   |                                                              |
|          |                               |                                   |                                                              |
|          |                               |                                   |                                                              |

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).

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Ground Water/4

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## SECTION 3: WELL DEVELOPMENT, CONTINUED

**Total maximum rate requested:** 0.15 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<br>WELL<br>NAME OR<br>NO. | PROPOSED                            | EXISTING                            | WELL ID<br>(WELL TAG)<br>NO.*<br>OR<br>WELL LOG<br>ID** | FLOWING<br>ARTESIAN      | CASING<br>DIAMETER | CASING<br>INTERVALS<br>(IN FEET) | PERFORATED<br>OR SCREENED<br>INTERVALS<br>(IN FEET) | SEAL<br>INTERVALS<br>(IN FEET) | MOST RECENT<br>STATIC WATER<br>LEVEL & DATE<br>(IN FEET) | PROPOSED USE      |                        |                                    |                                 |
|-----------------------------------|-------------------------------------|-------------------------------------|---------------------------------------------------------|--------------------------|--------------------|----------------------------------|-----------------------------------------------------|--------------------------------|----------------------------------------------------------|-------------------|------------------------|------------------------------------|---------------------------------|
|                                   |                                     |                                     |                                                         |                          |                    |                                  |                                                     |                                |                                                          | SOURCE AQUIFER*** | TOTAL<br>WELL<br>DEPTH | WELL-<br>SPECIFIC<br>RATE<br>(GPM) | ANNUAL<br>VOLUME<br>(ACRE-FEET) |
| 1                                 | <input type="checkbox"/>            | <input checked="" type="checkbox"/> | L32141                                                  | <input type="checkbox"/> | 6"                 | 0-42                             | 30-40                                               | 0-29                           | 26' - 7-22-15                                            | Sand & gravel     | 45'                    | 24.56                              | 15 AF                           |
| 2                                 | <input checked="" type="checkbox"/> | <input type="checkbox"/>            |                                                         | <input type="checkbox"/> | 6"                 | 0-42                             | 30-40                                               | 0-29                           | 20' 7-22-15                                              | Sand & gravel     | 45'                    | 25                                 | 15 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.

\*\* 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) |
|---------|---------------|---------------------------|
| Nursery | year Round    | 15 AF                     |
|         |               |                           |
|         |               |                           |
|         |               |                           |

### For irrigation use only:

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

Primary: \_\_\_\_\_ Acres Supplemental: \_\_\_\_\_ Acres

If you listed 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: \_\_\_\_\_  
**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.
- If the use is **mining**, describe what is being mined and the method(s) of extraction (*attach additional sheets if necessary*): \_\_\_\_\_

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## SECTION 5: WATER MANAGEMENT

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### A. Diversion and Conveyance

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

- ☒ Pump (give horsepower and type): 3 hp submersible
- ☐ Other means (describe): \_\_\_\_\_

Provide a description of the proposed means of diversion, construction, and operation of the diversion works and conveyance of water. pump from well through irrigation lines to sprinkler

### B. Application Method

What equipment and method of application will be used? (e.g., drip, wheel line, high-pressure sprinkler) (*attach additional sheets if necessary*)

A Variety of Sprinklers

### C. Conservation

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

I Am requesting these rights to water containerized stock year Round. I will use a Totalizing flowmeter to monitor usage and avoid excessive watering to avoid runoff and minimize impact to surface water.

## SECTION 6: STORAGE OF GROUNDWATER IN A RESERVOIR

If you would like to store groundwater in a reservoir, complete this section (*if more than one reservoir, reproduce this section for each reservoir*).

Reservoir name: \_\_\_\_\_ Acreage inundated by reservoir: \_\_\_\_\_

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 GROUNDWATER FROM THE RESERVOIR

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

Annual volume (acre-feet): \_\_\_\_\_

| USE OF STORED GROUNDWATER | PERIOD OF USE |
|---------------------------|---------------|
|                           |               |
|                           |               |
|                           |               |
|                           |               |
|                           |               |
|                           |               |

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## SECTION 8: PROJECT SCHEDULE

Date construction will begin: upon Approval

Date construction will be completed: AS soon AS possible

Date beneficial water use will begin: estimated 1 year

## SECTION 9: WITHIN A DISTRICT

☐ Check here if the point of appropriation (POD) or place of use (POU) are located within or served by an irrigation or other water district.

|                          |         |     |
|--------------------------|---------|-----|
| Irrigation District Name | Address |     |
| City                     | State   | Zip |

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## 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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# 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: BRADY MOSS  
First Last

Mailing Address: 30242 Marvost Dr SW  
Albany OR 97321 Daytime Phone: 541-220-1416  
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 | 1/4 1/4 | Tax Lot # | Plan Designation (e.g., Rural Residential/RR-5) | Water to be:                                 |                                              |                                          | Proposed Land Use: |
|----------|-------|---------|---------|-----------|-------------------------------------------------|----------------------------------------------|----------------------------------------------|------------------------------------------|--------------------|
| 12S      | 4W    | 16      |         | 403,405   |                                                 | <input checked="" type="checkbox"/> Diverted | <input checked="" 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:

|      |                         |                         |
|------|-------------------------|-------------------------|
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|------|-------------------------|-------------------------|

## 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 Groundwater Registration Modification  
☐ Limited Water Use License   
 ☐ Allocation of Conserved Water   
 ☐ Exchange of Water

Source of water: ☐ Reservoir/Pond    ☒ Groundwater    ☐ Surface Water (name) \_\_\_\_\_

Estimated quantity of water needed: 15 AF    ☐ 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:

6 Acre nursery use water rights application

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. →

## 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): LCC 928.310 (BXI)

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

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Name: Alyssa Schrems Title: Assistant Planner

Signature: Alyssa Schrems Phone: 541-967-3816 <sup>\*2366</sup> Date: 3/1/18

Government Entity: Lebanon County Planning and Building

**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: \_\_\_\_\_

Date \_\_\_\_\_

(For staff use only)



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Salem, Oregon 97301-1266  
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**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 \_\_\_\_\_

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**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). 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 \_\_\_\_\_

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WR  
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LINN COUNTY, OREGON

2016-15369

D-D

Cnt=1 Stn=44 COUNTER

09/08/2016 09:10:57 AM

\$10.00 \$20.00 \$19.00 \$10.00

\$59.00



00279317201600153690020029

I, Steve Druckenmiller, County Clerk for Linn County, Oregon, certify that the instrument identified herein was recorded in the Clerk records.

Steve Druckenmiller - County Clerk

**After recording return to:**

Jay Faulconer  
460 SW Madison Ste 18  
Corvallis OR 97333

**Mail tax statements to:**

No Change

**RESULTANT DEED**

Kathryn C. Moss, Trustee of the Kathryn C. Moss Trust executed the 31<sup>st</sup> day of July 1991 (grantor), for the consideration hereinafter stated, conveys to Kathryn C. Moss, Trustee of the Kathryn C. Moss Trust executed the 31<sup>st</sup> day of July 1991 (grantee) all right title and interest in the real property located in Linn County, Oregon, described as follows:

**See Attached Exhibit A**

This deed is the Resultant Deed following an adjustment of the boundary between adjacent properties approved under Linn County Planning File No. PD16-0111 and does not create a separate property that can be conveyed independently. There is no consideration.

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

In Witness Whereof, the grantor has executed this instrument on September 7, 2016.

Kathryn C. Moss, Trustee

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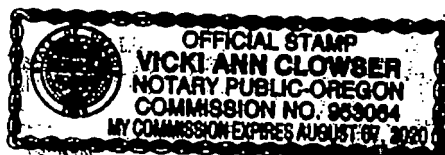
MAR 30 2018

STATE OF OREGON )  
 ) ss.  
County of Linn )

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This Deed is acknowledged before me on September 7, 2016, by Kathryn C. Moss.

Notary Public for Oregon



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6-18677

# Legal Description Exhibit A

## RESULTANT MOSS/WEEKS PROPERTY

That land committed by that Contract of Sale to Bradley R. Moss and Angela N. Weeks recorded as Document 2015-16913, Linn County Deed Records, said land lying in the Southeast Quarter of Section 16, Township 12 South, Range 4 West, Willamette Meridian, Linn County, Oregon;

TOGETHER WITH the following-described portion of that land conveyed to Jim Lindsay, Trustee of the Jim Lindsay Revocable Living Trust dated December 1, 2008, by deed recorded as Document 2015-07360, Linn County Deed Records:

Beginning at a point on the south line of David Irwin Donation Land Claim No. 55, said point lying S 89°43'00"E 1478.11 feet (1478.14 feet per said Lindsay deed) from an Aluminum-capped monument at the southwest corner of said DEC 55, said point being the northerly corner common to said Lindsay land and that tract of land committed by that Contract of Sale to Bradley R. Moss and Angela N. Weeks recorded as Document 2015-16913, Linn County Deed Records;

THENCE along the line common to said Lindsay and Moss/Weeks tracts, S 00°00'11"E 222.01 feet (South 221 feet by deeds) to a 5/8" iron rod;

THENCE continuing along said common line, S 40°24'40"W 250.48 feet (S 40°12'49"W 251.34 feet by deeds) to a 5/8" iron rod;

THENCE leaving said common line, N 90°00'00"W 3.76 feet to a 5/8" iron rod;

THENCE N 22°03'14"W 81.58 feet to a 5/8" iron rod;

THENCE N 10°57'35"W 75.38 feet to a 5/8" iron rod;

THENCE N 02°44'14"W 45.73 feet to a 5/8" iron rod;

THENCE N 05°48'35"W 189.56 feet to a 5/8" iron rod on the southerly right-of-way line of County Road 124 (Harvest Drive);

THENCE N 00°17'00"E 30.00 feet to said DEC line;

THENCE S 89°43'00"E 232.31 feet to the point of beginning;

EXCEPTING THEREFROM that portion which lies within the right-of-way of said County Road.

The area of the above-described resultant tract is 7.17 acres, more or less.

The Basis of Bearings for this description is County Survey CS 21141.

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NOTICE TO WATER WELL CONTRACTOR  
The original and first copy of this report  
are to be filed with the

WATER RESOURCES DEPARTMENT,  
SALEM, OREGON 97310  
within 30 days from the date  
of well completion.

# WATER WELL REPORT

STATE OF OREGON

(Please type or print)

(Do not write above this line)

State Well No. 125/4W-116

State Permit No. L-32141

## (1) OWNER:

Name Dan Stockton  
Address 30242 Harvest Drive  
Albany, Oregon 97321

## (2) TYPE OF WORK (check):

New Well ☒ Deepening ☐ Reconditioning ☐ Abandon ☐

If abandonment, describe material and procedure in Item 12.

## (3) TYPE OF WELL:

Rotary ☐ Driven ☐  
Cable ☒ Jetted ☐  
E ☐ Bored ☐

## (4) PROPOSED USE (check):

Domestic ☒ Industrial ☐ Municipal ☐  
Irrigation ☐ Test Well ☐ Other ☐

## (5) CASING INSTALLED:

Threaded ☐ Welded ☒  
6" Diam. from 0 ft. to 42 ft. Gage .250  
" Diam. from ft. to ft. Gage  
" Diam. from ft. to ft. Gage

## (6) PERFORATIONS:

Perforated? ☒ Yes ☐ No.

Type of perforator used Torch cut  
Size of perforations 1/4 in. by 4 in.  
65 perforations from 30 ft. to 40 ft.  
perforations from ft. to ft.  
perforations from ft. to ft.

## (7) SCREENS:

Well screen installed? ☐ Yes ☒ No

Manufacturer's Name  
Type Model No.  
Diam. Slot size Set from ft. to ft.  
Diam. Slot size Set from ft. to ft.

## (8) WELL TESTS:

Drawdown is amount water level is  
lowered below static level

Was a pump test made? ☐ Yes ☒ No If yes, by whom?  
Field: gal./min. with ft. drawdown after hrs.  
" " "  
" Tested with air: could fluctuate "  
Bailer test 30 gal./min. with 32 ft. drawdown after 4 hrs.  
Artesian flow g.p.m.  
Temperature of water Depth artesian flow encountered ft.

## (9) CONSTRUCTION:

Well seal—Material used Cement  
Well sealed from land surface to 29 ft.  
Diameter of well bore to bottom of seal 10 in.  
Diameter of well bore below seal 6 in. 8  
Number of sacks of cement used in well seal sacks  
How was cement grout placed?  
Pumped through tremie

Was a drive shoe used? ☒ Yes ☐ No Plugs Size: location ft.  
Did any strata contain unusable water? ☐ Yes ☒ No  
Type of water? depth of strata  
Method of sealing strata off  
Was well gravel packed? ☐ Yes ☒ No Size of gravel:  
Gravel placed from ft. to ft.

## (10) LOCATION OF WELL:

County Linn Driller's well number G/M  
1/4 1/4 Section 16 T. 12S R. 4W W.M.  
Bearing and distance from section or subdivision corner

## (11) WATER LEVEL: Completed well.

Depth at which water was first found 30 ft.  
Static level 5 ft. below land surface. Date 3/19/80  
Artesian pressure lbs. per square inch. Date

## (12) WELL LOG:

Diameter of well below casing 6  
Depth drilled 45 ft. Depth of completed well 45 ft.

Formation: Describe color, texture, grain size and structure of materials;  
and show thickness and nature of each stratum and aquifer penetrated,  
with at least one entry for each change of formation. Report each change in  
position of Static Water Level and indicate principal water-bearing strata.

| MATERIAL          | From | To  | SWL |
|-------------------|------|-----|-----|
| Topsoil           | 0    | 1   |     |
| Brown sticky clay | 1    | 2.2 |     |
| Blue sticky clay  | 2.2  | 2.4 |     |
| Sand & gravel     | 2.4  | 38  |     |
| Blue sandy clay   | 38   | 45  |     |
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| MAR 20 2018       |      |     |     |
| OWRD              |      |     |     |
| RECEIVED          |      |     |     |
| APR 27 1980       |      |     |     |
| OWRD              |      |     |     |
| RECEIVED          |      |     |     |
| MAR 14 2018       |      |     |     |
| OWRD              |      |     |     |

Work started 3/19/80 19 Completed 3/20/80 19  
Date well drilling machine moved off of well 3/20/80 19

## Drilling Machine Operator's Certification:

This well was constructed under my direct supervision.  
Materials used and information reported above are true to my  
best knowledge and belief.

[Signed] Richard P. Mott Date 3/25/80, 19  
(Drilling Machine Operator)

Drilling Machine Operator's License No. 1258

## Water Well Contractor's Certification:

This well was drilled under my jurisdiction and this report is  
true to the best of my knowledge and belief.

Name Corvallis Drilling Co. Inc.  
(Person, firm or corporation) (Type or print)

Address 3440 SW 3rd St. Corvallis, Oregon 97330

[Signed] Alvin K. Jones  
(Water Well Contractor)

Contractor's License No. 721 Date 3/25/80, 19

# LINN COUNTY PLANNING AND BUILDING DEPARTMENT

Phone 541-967-3816

Receipt #: R20114329

TRANSACTION DATE: 03/01/2018

FILE #: PD18-0062  
DESCRIPTION: lucs for water rights  
STATUS: APPLIED

APPLICANT: KATHRYN C MOSS TRUST  
SITE ADDRESS: 30242 HARVEST DR SW ALB  
MAP NO: 12S-04W-16 -00403

APPLICATION: LAND USE COMP AND VER LETTER

TRANSACTION AMOUNT: 100.00

NOTATION:

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## TRANSACTION LIST

| Type    | Method | Description | Amount |
|---------|--------|-------------|--------|
| Payment | Cash   |             | 100.00 |

## RECEIPT ACCOUNT ITEM LIST

| Item# | Description              | Account     | Total Fee | Total Paid | Current Pymt |
|-------|--------------------------|-------------|-----------|------------|--------------|
| 2280  | Plng--Other Applications | 24-3-070-10 | 100.00    | 100.00     | 100.00       |

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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: Wednesday, March 14, 2018

|                                                                                                                                                                                                                                                                                                                                                                                                                                 |                             |            |
|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----------------------------|------------|
| 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.<br>(1 cfs = 448.83 gallons per minute)                                                                                                                                                                                                                                                                                                                       | 1                           | \$350.00   |
| Number of proposed Use's for the appropriated water.<br>(i.e. Irrigation, Supplemental Irrigation, Pond Maintenance, Industrial, Commercial, etc) *                                                                                                                                                                                                                                                                             | 1                           |            |
| Number of proposed Ground Water points of appropriation. (i.e. number of wells)<br>(include all injection wells, if applicable) **                                                                                                                                                                                                                                                                                              | 2                           | \$350.00   |
| 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<br>(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.<br>** the 1st Ground Water point of appropriation is included in the base cost.<br>*** the Permit Recording Fee is not required when the application is submitted but, must be paid before a permit will be issued. It is fully refundable if a permit is not issued. If the recording fee is not paid prior to issuance of the Final Order, permit issuance will be delayed. | <a href="#">Recalculate</a> |            |
| Estimated cost of Permit Application                                                                                                                                                                                                                                                                                                                                                                                            |                             | \$2,560.00 |

OWRD Fee Schedule

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

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