

# 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<br>BGE PROPERTIES, LLC     |                      | PHONE (HM)   |   |
| PHONE (WK)                      | CELL<br>541-779-0771 |              | FAX                                       |
| ADDRESS<br>1 WEST MAIN ST, #401 |                      |              |   |
| CITY<br>MEDFORD                 | STATE<br>OR          | ZIP<br>97501 | E-MAIL*<br>MONTERO-ASSOCIATES@CHARTER.NET |

### Organization Information

|                       |       |       |         |
|-----------------------|-------|-------|---------|
| NAME<br>SAME AS ABOVE |       | 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<br>MIKE MONTERO, DBA MONTERO & ASSOC., LLC |             | PHONE<br>541-779-0771 | FAX<br>541-779-0114                       |
| ADDRESS<br>4497 BROWNRIDGE TERRACE, SUITE 202                    |             |                       | CELL<br>541-944-4376                      |
| CITY<br>MEDFORD  | STATE<br>OR | ZIP<br>97504          | E-MAIL*<br>MONTERO-ASSOCIATES@CHARTER.NET |

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.)

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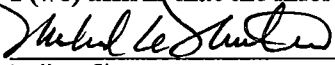
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### By my signature below I confirm that I understand:

- 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

MICHAEL A. MONTERO  
Print Name and title if applicable

4/5/2018  
Date

Applicant Signature

Print Name and title if applicable

Date

|                        |                  |            |
|------------------------|------------------|------------|
| For Department Use     |                  |            |
| App. No. <u>610648</u> | 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 |
| BGE2     | SEASONAL CREEK                | 850' NW                           | +10'   |
|          |                               |                                   |  |
|          |                               |                                   |  |
|          |                               |                                   |  |
|          |                               |                                   |  |
|          |                               |                                   |  |
|          |                               |                                   |  |

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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**SECTION 3: WELL DEVELOPMENT, CONTINUED**

Total maximum rate requested: 26 GPM (each well will be evaluated at the maximum rate unless you indicate well-specific rates and annual volumes in the table below).

The table below must be completed for each source to be evaluated or the application will be returned. If this is an existing well, the information may be found on the applicable well log. (If a well log is available, please submit it in addition to completing the table.) If this is a proposed well, or well-modification, consider consulting with a licensed well driller, geologist, or certified water right examiner to obtain the necessary information.

| OWNER'S WELL NAME OR NO. | PROPOSED                 | EXISTING                            | WELL ID (WELL TAG) NO.* OR WELL LOG ID** | FLOWING ARTESIAN         | CASING DIAMETER | CASING INTERVALS (IN FEET) | PERFORATED OR SCREENED INTERVALS (IN FEET) | SEAL INTERVALS (IN FEET) | MOST RECENT STATIC WATER LEVEL & DATE (IN FEET) | PROPOSED USE      |                  |                          |                           |
|--------------------------|--------------------------|-------------------------------------|--|--------------------------|-----------------|----------------------------|--|--------------------------|---|-------------------|------------------|--------------------------|---------------------------|
|                          |                          |                                     |  |                          |                 |                            |  |                          |   | SOURCE AQUIFER*** | TOTAL WELL DEPTH | WELL-SPECIFIC RATE (GPM) | ANNUAL VOLUME (ACRE-FEET) |
| BGE 2                    | <input type="checkbox"/> | <input checked="" type="checkbox"/> | JACK 62237                               | <input type="checkbox"/> | 6               | 20'                        | 20'  | 38'                      | 22 7/8/15                                       | BASALT            | 120              | 26                       | TBD                       |
|                          | <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) |
|--|---------------|---------------------------|
| SUPPLEMENTAL IRRIG OF GRAPES & MULTI-PURPOSE | APRIL-OCTOBER | 120                       |
|  |               |                           |
|  |               |                           |
|  |               |                           |

**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: 21.7 Acres

List the Permit or Certificate number of the underlying primary water right(s): Permit G-17310

Indicate the maximum total number of acre-feet you expect to use in an irrigation season: 120

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

**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): 5 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. WATER WILL BE PUMPED FROM WELL TO STORAGE TANK CONSTRUCTED UNDER CERT 93677 (ACTING AS A BULGE) AND THEN WILL FLOW TO IRRIGATION SYSTEM VIA BURIED MAIN LINES.

**B. Application Method**

What equipment and method of application will be used? (e.g., drip, wheel line, high-pressure sprinkler) DRIP LINE WHICH CREATES A WETTED PERIMETER OF 1' EACH SIDE OF THE VINE ROW. ALSO SPRINKLERS WILL BE USED FOR AREAS NOT BEING PLANTED IN VINES.

**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.

USE OF DRIP IRRIGATION SYSTEM WILL INSURE WATER WILL BE APPLIED DIRECTLY TO THE GRAPE PLANTS. USING BULGE WILL INSURE THAT PROPER PRESSURE WILL BE MAINTAINED FOR THE DRIP IRRIGATION SYSTEM MINIMIZING OVER WATERING AND EVAPORATION LOSS.

**SECTION 6: STORAGE OF GROUND WATER IN A RESERVOIR**

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

Reservoir name: N/A Acreage inundated by reservoir: N/A

Use(s): N/A

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

*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): N/A

| USE OF STORED GROUND WATER | PERIOD OF USE |
|----------------------------|---------------|
|                            |               |
|                            |               |
|                            |               |
|                            |               |
|                            |               |
|                            |               |

**SECTION 8: PROJECT SCHEDULE**

Date construction will begin: 05/01/2018

Date construction will be completed: 05/15/2018

Date beneficial water use will begin: 05/15/2018

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**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*).

\_\_\_\_\_

# 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.

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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: BGE PROPERTIES, LLC  
First \_\_\_\_\_

Last \_\_\_\_\_

Mailing Address: 1 WEST MAIN STR, SUITE 401

MEDFORD City                      OR State                      97501 Zip                      Daytime Phone: 541-779-0771

## 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: |
|----------|-------|---------|-------|-----------|---|---|--------------------|
| 37S      | 2W    | 33      | SW-SW | 1300      | RU-20   | <input type="checkbox"/> Diverted <input type="checkbox"/> Conveyed <input type="checkbox"/> Used | WELL DRILLED       |
| 37S      | 2W    | 33      | NW-SW | 1400      | EFU   | <input type="checkbox"/> Diverted <input type="checkbox"/> Conveyed <input type="checkbox"/> Used | VINEY ARDS         |
| 37S      | 2W    | 33      | SW-SW | 1401      | EFU   | <input type="checkbox"/> Diverted <input type="checkbox"/> Conveyed <input type="checkbox"/> Used | VINEY ARDS         |
|          |       |         |       |           |   | <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:

JACKSON COUNTY

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## B. Description of Proposed Use

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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

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

Estimated quantity of water needed: 0.3                       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 MULTI-USE

Briefly describe:

SUPPLEMENTAL IRRIGATION OF GRAPE VINEYARDS AS LANDSCAPING AND NON INTENSIVE AGRICULTURAL USE..



**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): Table 4.2-1 and Table 6.2-1
- 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.

*non intensive agriculture in eu-20 zone is allowed per table 6.2-1 #1, agriculture is an outright permitted use in the EU zone.*

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Name: Kate McGuire Title: Planner II

Signature:  Phone: 541-744-6937 Date: 04.02.2018

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Government Entity: Jackson County Planning and Development

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



**AFTER RECORDING, RETURN TO:**

Stark and Hammack, PC  
100 E. Main St., Ste. M  
Medford, OR. 97501  
Attn: Richard A. Stark



I, Christine Walker, County Clerk for Jackson County, Oregon, certify that the instrument identified herein was recorded in the Clerk records.  
Christine Walker - County Clerk

**UNTIL A CHANGE IS REQUESTED,  
SEND ALL TAX STATEMENTS TO:**

BGE Properties, LLC  
1 West Main St., Ste. 401  
Medford, OR. 97501  
Attn: Brenda Price

SPACE ABOVE THIS LINE FOR RECORDER'S USE

**STATUTORY BARGAIN AND SALE DEED**

MARTIN FARM PROPERTIES, LLC an Oregon Limited Liability Company, Grantor, hereby conveys to BGE PROPERTIES, LLC, an Oregon limited liability company, Grantee, LOTS 1 and 2, STAGE PASS PHASE I, in Jackson County, Oregon, a planned community according to the approved Plat of Record for Stage Pass Phase I recorded at Volume 41 of Plats at Page 2 in the records of Jackson County, Oregon (the "Property").

**The true consideration for this conveyance is \$47,553.00.**

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.

**NO MORE TEXT THIS PAGE - SIGNATURE PAGE FOLLOWS**

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IN WITNESS WHEREOF, Grantor has executed this Statutory Bargain and Sale Deed this 27th  
day of June, 2016.


GRANTOR:

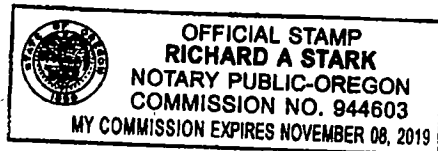
MARTIN FARM PROPERTIES, LLC  
an Oregon Limited Liability Company

By:   
Stephen M. Gambee, Manager

STATE OF OREGON            )  
  )ss.  
County of Jackson         )

This instrument was acknowledged before me this 27th day of June,  
2016, by Stephen M. Gambee, acting in his capacity as the Manager of Martin Farm Properties,  
LLC, a limited liability company, on behalf of the limited liability company.

  
Notary Public for Oregon



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## LIMITED POWER OF ATTORNEY

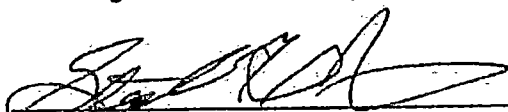
KNOW ALL MEN BY THESE PRESENTS that I, Stephen M. Gambee, the authorized manager of BGE Properties, LLC and Martin Farm Properties, LLC, and Stage Pass Properties, LLC, and CEO of South Stage Landfill, Inc., which entities are the owners of property located in Jackson County, Oregon, hereby appoints as attorneys-in-fact, to act jointly or individually, Mike Montero and Lee Fortier, to act as agents to perform all acts necessary to provide ground water and/or irrigation to the properties owned by the entities below, which shall include, but not be limited to, filing applications and performing all acts necessary with Medford Irrigation District, Talent Irrigation District and Oregon Water Resources Department and Oregon Department of Environmental Quality to further intent and purpose set forth herein.

I have signed this limited power of attorney this 21<sup>st</sup> day of December, 2015.

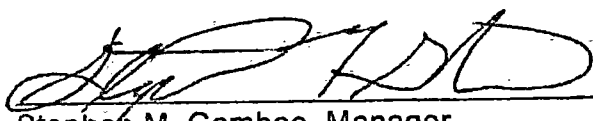
**BGE PROPERTIES, LLC,**  
an Oregon limited liability company

  
\_\_\_\_\_  
Stephen M. Gambee, Manager and Member

**MARTIN FARM PROPERTIES, LLC**  
an Oregon limited liability company

  
\_\_\_\_\_  
Stephen M. Gambee, Manager and Member

**STAGE PASS PROPERTIES, LLC**


  
\_\_\_\_\_  
Stephen M. Gambee, Manager

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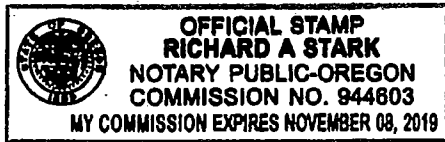
**SOUTH STAGE LANDFILL, INC.,**  
an Oregon corporation,

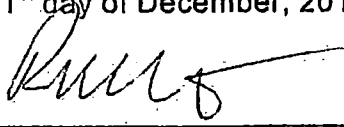
  
\_\_\_\_\_  
Stephen M. Gambee, CEO

STATE OF OREGON     )  
  ) ss  
County of Jackson     )

Before me, a Notary Public, personally appeared Stephen M. Gambee, known to me to be the Manager and a Member of BGE Properties, LLC, an Oregon Limited Liability Company, and duly acknowledged that he executed the foregoing instrument on behalf of BGE Properties, LLC.

WITNESS my hand and seal this 21<sup>st</sup> day of December, 2015.

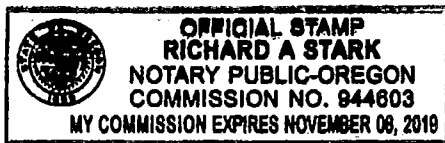


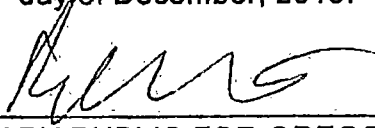
  
\_\_\_\_\_  
NOTARY PUBLIC FOR OREGON  
My Commission Expires: 11-08-19

STATE OF OREGON     )  
  ) ss  
County of Jackson     )

Before me, a Notary Public, personally appeared Stephen M. Gambee, known to me to be the Manager and a Member of Martin Farm Properties, LLC, an Oregon Limited Liability Company, and duly acknowledged that he executed the foregoing instrument on behalf of Martin Farm Properties, LLC.

WITNESS my hand and seal this 21<sup>st</sup> day of December, 2015.



  
\_\_\_\_\_  
NOTARY PUBLIC FOR OREGON  
My Commission Expires: 11-08-19

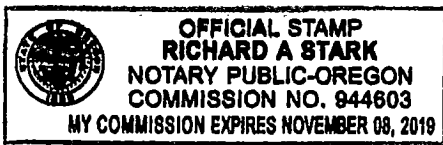
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STATE OF OREGON    )  
                                  ) ss  
County of Jackson    )

Before me, a Notary Public, personally appeared Stephen M. Gambee, known to me to be the Manager of Stage Pass Properties, LLC, an Oregon Limited Liability Company, and duly acknowledged that he executed the foregoing instrument on behalf of Stage Pass Properties, LLC.

WITNESS my hand and seal this 21<sup>st</sup> day of December, 2015.

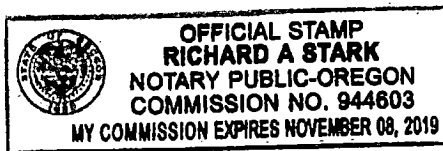


*Richard A. Stark*  
\_\_\_\_\_  
NOTARY PUBLIC FOR OREGON  
My Commission Expires: 11-08-2019

STATE OF OREGON    )  
                                  ) ss  
County of Jackson    )

Before me, a Notary Public, personally appeared Stephen M. Gambee, known to me to be the Chief Executive Officer of South Stage Landfill, Inc., an Oregon corporation, and duly acknowledged that he executed the foregoing instrument pursuant to authorization by the Board of Directors of said corporation.

WITNESS my hand and seal this 21<sup>st</sup> day of December, 2015.



*Richard A. Stark*  
\_\_\_\_\_  
NOTARY PUBLIC FOR OREGON  
My Commission Expires: 11-08-2019

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# 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](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 \$200. The applicant may put the application on hold for up to 180 days and may request additional time if necessary.

### 3. Public Notice

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

### 4. Proposed Final Order Issued

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

### 5. Public Notice

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

### 6. Final Order Issued

If no protests are filed, the Department 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.

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# Minimum Requirements Checklist

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

## Include this checklist with the application

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

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

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### Attachments:

- Land Use Information Form with approval and signature (*must be an original*) or signed receipt
- Provide the legal description of: (1) the property from which the water is to be diverted, (2) any property crossed by the proposed ditch, canal or other work, and (3) any property on which the water is to be used as depicted on the map. Example: A copy of the deed, land sales contract or title insurance policy.
- Fees - Amount enclosed: \$2210.00  
See the Department's Fee Schedule at [www.oregon.gov/owrd](http://www.oregon.gov/owrd) or call (503) 986-0900.

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### 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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**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, April 11, 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) *   | 2                           | \$350.00   |
| Number of proposed Ground Water points of appropriation. (i.e. number of wells)<br>(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<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 |