

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.our). 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.

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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: \$1,876.80
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:

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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 VERNON & NANCY COON			PHONE (HM)
PHONE (WK)	CELL 541-231-2558	FAX	
ADDRESS 3130 PEORIA RD			
CITY SHEDD	STATE OR	ZIP 97377	E-MAIL * HANS.COON@GMAIL.COM

Organization Information

NAME OAK PARK FARMS, INC			PHONE	FAX
ADDRESS 31310 PEORIA RD			CELL 541-231-2558	
CITY SHEDD	STATE OR	ZIP 97377	E-MAIL * HANS.COON@GMAIL.COM	

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

AGENT / BUSINESS NAME JD MCGEE, INC.			PHONE 541-929-4226	FAX
ADDRESS PO BOX 1472			CELL	
CITY PHILOMATH	STATE OR	ZIP 97370	E-MAIL * JOHNMCREE@JDMCGEE.COM	

Note: Attach multiple copies as needed

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

By my signature below I confirm that I understand:

- I am asking to use water specifically as described in this application.
- Evaluation of this application will be based on information provided in the application 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	Print Name and title if applicable VERNON COON	Date 06-14-18
	Print Name and title if applicable NANCY COON	Date 6/14/18
Applicant Signature	Print Name and title if applicable	Date

App. No. _____	For Department Use Permit No. _____	Date _____
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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

Revised 7/1/2017

Surface Water/3

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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*).

Vernon & Nancy Coon, 31310 Peoria Rd, Shedd, OR 97377

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: McKenzie River

Tributary to: Willamette

Source 2: Muddy Creek

Tributary to: Willamette

Source 3: _____

Tributary to: _____

Source 4: _____

Tributary to: _____

U.S. Bureau of Reclamation
Contract for Stored Water in
Willamette Basin

Transported through Muddy
Creek to project POD

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.)

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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
McKenzie River	Irrigation	March 1 – October 31	0.67 <input checked="" type="checkbox"/> cfs <input type="checkbox"/> gpm <input type="checkbox"/> af
			133.75 <input type="checkbox"/> cfs <input type="checkbox"/> gpm <input checked="" type="checkbox"/> af
			<input type="checkbox"/> cfs <input type="checkbox"/> gpm <input type="checkbox"/> af
			<input type="checkbox"/> cfs <input type="checkbox"/> gpm <input type="checkbox"/> af

For irrigation use only:
Please indicate the number of primary and supplemental acres to be irrigated.
Primary: 53.5 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: _____

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

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SECTION 5: WATER MANAGEMENT

A. Diversion and Conveyance

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

Pump (give horsepower and type): 50 HP electric drive centrifugal

Other means (describe): _____

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

The initial point of diversion (POD) is through the Muddy Creek Irrigation Project (MCIP) POD located in the NE ¼ of the NE ¼ of Section 9, Township 17 South, Range 3 West, Willamette Meridian. Water will be conveyed by contract through the MCIP ditch system and diverted at the Oak Park Farms POD located in Tax Lot 301 on Tax Map 12S04W32. An infiltration gallery will be constructed and the pump installed. The water will be piped using a combination of buried PVC and surface aluminum pipe to a distribution system of buried PVC pipe serving drip irrigation laterals with emitters at each tree.

B. Application Method

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

Drip Irrigation Lines

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.

Irrigation scheduling will be used to determine the crop water demand and the irrigation system will operate only when water is needed. The length of set will be adjusted to meet the needs of each tree. The volume of water applied at each tree will be less when the trees are young and will increase each year as the trees grow. Using less-than-full irrigation will be considered to reduce the water requirements.

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: The infiltration gallery will eliminate the need for fish screening.
- Excavation or clearing of banks will be kept to a minimum to protect riparian or streamside areas.
Describe planned actions: Construction will occur away from the bank of the creek.
- Operating equipment in a water body will be managed and timed to prevent damage to aquatic life.
Describe: No in-water construction will occur.
- Water quality will be protected by preventing erosion and run-off of waste or chemical products.
Describe: The drip irrigation will not have run off and a back flow prevention system will be used if any chemical products are injected in the irrigation system.

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SECTION 7: PROJECT SCHEDULE

Date construction will begin: September 2018

Date construction will be completed: September 2018

Date beneficial water use will begin: May 2019

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.

The location of the point of diversion may change slightly, due to field conditions including: availability of power, infiltration characteristics of the soil and the drip irrigation design. It will remain on the property owner's land.

The location of the section lines and quarter-quarters were approximated using the Linn County Tax Map 12S04W32. This area of the county is covered by donation land claims which were approximated using Linn County GIS data available online.

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S-88592

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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PD18-0194

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: Oak Park Farms, Inc.
First Last

Mailing Address: 31310 Peoria Rd

Shedd OR 97377 Daytime Phone: 541-231-2558
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:
12S	4W	32	NW, NE	201	EFU	<input checked="" type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	Farming
12S	4W	32	NE, NW	201	EFU	<input checked="" type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	Farming
12S	4W	32	SE, NW	201	EFU	<input checked="" type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	Farming
12S	4W	32	SW, NE	201	EFU	<input checked="" type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	Farming
12S	4W	32	SE, NE	201	EFU	<input checked="" type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	Farming
12S	4W	32	SE, NW	301	EFU	<input checked="" type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	Farming
12S	4W	32	SW, NE	301	EFU	<input checked="" type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	Farming

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

Linn County

B. Description of Proposed Use

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

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

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

Estimated quantity of water needed: 0.67 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:

This project will install a drip irrigation system.

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. →

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For Local Government Use Only

The following section must be completed by a planning official from each county and city listed unless the project will be located entirely within the city limits. In that case, only the city planning agency must complete this form. This deals only with the local land-use plan. Do not include approval for activities such as building or grading permits.

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): LEC 928.310(B)(310)
- Land uses to be served by the proposed water uses (including proposed construction) involve discretionary land-use approvals as listed in the table below. (Please attach documentation of applicable land-use approvals which have already been obtained. Record of Action/land-use decision and accompanying findings are sufficient.) **If approvals have been obtained but all appeal periods have not ended, check "Being pursued."**

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

Local governments are invited to express special land-use concerns or make recommendations to the Water Resources Department regarding this proposed use of water below, or on a separate sheet.

Water storage for farm use is an outright use pursuant to LEC 928.310(B)(12)

Name: Jennifer Cepello Title: Assistant Planner
 Signature: *[Signature]* Phone: 541-967-3816 Date: 6/18/18
 Government Entity: Linn County

Note to local government representative: Please complete this form or sign the receipt below and return it to the applicant. If you sign the receipt, you will have 30 days from the Water Resources Department's notice date to return the completed Land Use Information Form or WRD may presume the land use associated with the proposed use of water is compatible with local comprehensive plans.

Receipt for Request for Land Use Information

Applicant name: _____ RECEIVED
 City or County: _____ Staff contact: _____ JUN 22 2018
 Signature: _____ Phone: _____ Date: OWRD

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 _____

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11-12-93

Vol. 0666 p. 851

MARGINE AND SALE DEED - STATUTORY FORM

Grantors: Norman H. Coon and Patricia L. Coon

Grantees: Vernon H. Coon and Nancy H. Coon

✓ After recording, return to: Vernon H. Coon
31433 Oakville
Shedd, OR 97377

Until a change is requested, all tax statement shall be sent to the following address:

Vernon H. Coon
31433 Oakville
Shedd, OR 97377

Consideration: The true consideration for this conveyance is \$2000. The actual consideration consists of other value given.

NORMAN H. COON and PATRICIA L. COON, husband and wife, Grantors, convey to VERNON H. COON and NANCY H. COON, husband and wife, Grantees, the following described real property situated in Linn County, Oregon:

Linn County Assessor's Acct. No. 334924, Map No. T12S-R4W-S32, Tax Lot 301 (11.20 acres) described as follows:

That portion of the following described real property situated Northerly of the center line of Muddy Creek.

Beginning at the NE corner of the Donation Land Claim of Owen Bear and wife, Not. No. 2240, Claim No. 41 in Township 12 S., Range 4 W., of the Willamette Meridian in Linn County, Oregon; running thence S. 17 ft. E. along the E. line of said claim 20.25 chains; thence W. 14.61 chains; thence S. 17 ft. E. 19.05 chains; thence S. 89 deg. 55' W. to the Easterly boundary line of Market Road No. 2, a county road known as the Peoria Highway; thence Northerly along the Eastern boundary line of said road to the N. line of said Donation Land Claim No. 41; thence E. along the N. line of said Donation Land Claim to the point of beginning.

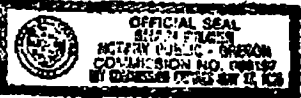
This instrument will not allow use of the property described in this instrument in violation of applicable land use laws and regulations. Before signing or accepting this instrument, the person acquiring fee title to the property should check with the appropriate city or county planning department to verify approved uses.

Dated this 5th day of December, 1993.

Norman H. Coon Patricia L. Coon
NORMAN H. COON PATRICIA L. COON

STATE OF OREGON)
County of Linn) ss.

Personally appeared the above-named NORMAN H. COON and PATRICIA L. COON and acknowledged the foregoing instrument to be their voluntary act and deed.
Before me this 5th day of November, 1993.



Shari Bilous
Notary Public for Oregon
My Commission Expires: Sept 31/1995

12-4W-32/301

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S-89592
NOV 12 1993

11 - 12 - 93

12/8880

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STATE OF OREGON
County of Lane

I hereby certify that the attached
and contained and duly recorded
in the Lane County records.

STEVE BRUCKENHOLZ
Lane County Clerk

By PA Deputy

12

NOV 12 2 29 PM '93

666

852

S-88592

NOV 12 1993

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JDMcGee, Inc.

ENGINEERING & SURVEYING

PO Box 1472
1215 Main Street, Ste. 204
Philomath, OR 97370

"Solving Problems for You"

Ph: (541) 929-4226
Fax: (541) 929-4227
www.jdmcgee.com

June 11, 2018

JD McGee Inc. Project No. 18-41

Bill Parks
U.S. Bureau of Reclamation
1150 North Curtis Rd., Ste 100
Boise, ID 83706

Phone: 208-378-5344

RE: Oak Park Farms, Inc. Willamette Basin Water Contract

Dear Mr. Parks,

Please accept this application for Willamette Basin stored water. We are applying to the Oregon Water Resources Department simultaneously for the water right to use the proposed contracted water. We will send the application number as soon as it is assigned. We are also contracting with the Muddy Creek Irrigation Project (P.O. Box 225, Harrisburg, Oregon, 97446) to divert and convey the water through their system and into Muddy Creek for us to use.

Please find the following attached:

- Contract Data Sheet
- Water Right Exhibit Maps 1 and 2 showing the point of diversion into Muddy Creek and the area proposed to be irrigated with the contracted water
- Check for \$100.00

If you need any additional materials or have any questions, please let me know.

Sincerely,


John McGee

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S-88592

CONTRACT DATA SHEET



Bureau of Reclamation
Attn: PN-6324
1150 N. Curtis Road
Boise, ID 83706-1234
208-378-5344

RECLAMATION *Managing Water in the West*

1. Applicant Information:

A. Landowners

- 1) Name of Landowner(s): Oak Park Farms, Inc.
- 2) Address: 31310 Peoria Rd., Shedd, OR 97377
- 3) Mailing Address (if different): _____
- 4) Taxpayer Identification Number(s): _____
(Social Security Number or Employer Identification Number¹)
- 5) Do you own all of the land where you propose to divert and make use of water? Yes

B. Water User Organizations (e.g., Irrigation Districts, Ditch/Canal Companies, Water Control Districts, Water User Associations & Cooperatives, Irrigation Improvement Districts, and similar entities organized according to State Law)

- 1) Name of Organization: _____
- 2) Name & Title of Applicant: _____
- 3) Mailing Address of Organization: _____
- 4) Taxpayer Identification Number: _____
(Social Security Number or Employer Identification Number)
- 5) Please provide the following information:
 - (a) A description of the area served by the organization (location, total acreage, number of water users, prominent crops, etc.)
 - (b) Copy of organization by-laws, articles of incorporation (if applicable), board resolution authorizing the applicant to represent and bind the organization under contract with the United States.

2. Source of water (name of stream, river): McKenzie River

3. Proposed point of diversion: 140 feet South and 120 feet East of NE corner of Section 9, Township 17S, Range 3W, Willamette Meridian.

4. A water right permit to divert storage water is required. Application or file number with Oregon Water Resources Department (OWRD) if you have applied for a permit to divert storage water: In Process/Will send when known

5. Include a map of lands and diversion points. (Same as required by OWRD for application of surface/ground water permit).

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6. Do you currently hold a right to natural flows for irrigating the property described herein? No
If yes, what is/are the priority date(s)? _____

7. Total quantity of water from storage requested: 133.75 acre-feet.

8. Location of land to be irrigated in each 40-acre tract:

TOWNSHIP	RANGE	SECTION	40-ACRE TRACT (1/4) (1/4)	NO. of ACRES	TYPE of IRRIGATED CROP
12S	4W	32	NW, NE	0.22	Hazelnut Trees
12S	4W	32	NE, NW	3.42	Hazelnut Trees
12S	4W	32	SE, NW	22.32	Hazelnut Trees
12S	4W	32	SW, NE	25.19	Hazelnut Trees
12S	4W	32	SE, NE	2.35	Hazelnut Trees

9. What is the present use of the land identified above? (farming; idle [fallow cultivated land]; native [appears never to have been tilled]; planted pasture or other [please specify]).
Farming

10. Is the land identified above currently being irrigated? No If yes, what is the source? (natural flows, wells, etc.) _____

11. Diversion must be screened to prevent uptake of fish and other aquatic life. Describe plan(s) to comply with State/Federal fish screen standards: This project will include an infiltration gallery at the point of _____
diversion to avoid pumping directly from the creek. _____

12. Telephone number where you can be reached during the day: 541-231-2558

Before returning the completed Contract Data Sheet to the address provided on page 1, please ensure you have:

- ANSWERED ALL QUESTIONS COMPLETELY
- ATTACHED AND IDENTIFIED ADDITIONAL SHEET(S) AS NECESSARY
- ATTACHED THE REQUIRED MAP
- SUBMIT PAYMENT FOR THE APPROPRIATE CONTRACT ADMINISTRATION FEE². MAKE CHECK PAYABLE TO THE U.S. BUREAU OF RECLAMATION

¹ Section 31001.(i) of the Debt Collection Improvement Act of 1996 (Chapter 10 of Pub. L. 104-134) requires each contractor with an agency of the United States to furnish their taxpayer identifying number (social security number or employer identification number) and each agency to disclose to that contractor its intent to use such number for purposes of collecting and reporting on any delinquent amounts arising out of such contractor's relationship with the Government.

² The minimum contract administration fee for most applications is \$100. However, from time to time this fee may be revised to cover the costs of the United States. We recommend you contact this office to verify the current minimum contract administration fee. If the costs to the United States of evaluating the application are in excess of the minimum contract administration fee, an estimate of the reimbursable costs for which advance payment is required will be provided to the applicant.

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Today's Date: Wednesday, June 13, 2018

Base Application Fee.		\$520.00
Acre feet of Stored Water to be diverted.	133.75	\$836.80
Permit Recording Fee. ***		\$520.00
*** 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		\$1,876.80

OWRD Fee Schedule

Fee Calculator Version: B20170117

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OWRD

S-88592

LETTER OF TRANSMITTAL



Engineering & Surveying
Land Use Planning

Phone: (541) 929-4226
Fax: (541) 929-4227
E-mail: jmcgee@actionnet.net

"Solving Problems for You"

TO:	Oregon Water Resources Department
	725 Summer Street NE, Suite A
	Salem, Oregon 97301-1266

Job No: 18-41
Project: Coon – Water Rights Assistance
Date: 6/19/18
From: John McGee
Via: USPS

COPIES	DATE	DESCRIPTION
1	6/14/18	Application for a Permit to Use Surface Water (11 pages) Including Completed Land Use Planning Form
1	6/11/18	Exhibit Maps (2 Pages)
1	6/11/18	Letter to U.S. Bureau of Reclamation (1 Page)
1	6/11/18	U.S. Bureau of Reclamation Contract Data Sheet (2 Pages)
1	6/11/18	Deed (2 Pages)
1	6/18/18	Check and Fee Schedule (Check + 1 Page)

THESE ITEMS ARE TRANSMITTED AS CHECKED BELOW OR OTHERWISE NOTED

- | | | | |
|---|--|---|---|
| <input type="checkbox"/> Approved as Submitted | <input type="checkbox"/> Rejected | <input type="checkbox"/> For Approval | <input type="checkbox"/> For Distribution |
| <input type="checkbox"/> Approved as Noted | <input type="checkbox"/> Resubmit for Approval | <input type="checkbox"/> For Your Use | <input type="checkbox"/> As Indicated Below |
| <input type="checkbox"/> Returned with Comments | <input type="checkbox"/> As Requested | <input type="checkbox"/> For Review and Comment | |

REMARKS:

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cc: _____ **OWRD**

S-88592



Oregon Water Resources Department
Permit to Appropriate Only Stored Water - Expedited Secondary

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

Today's Date: Monday, June 25, 2018

Base Application Fee.		\$520.00
Acre feet of Stored Water to be diverted.	133.75	\$836.80
Permit Recording Fee. ***		\$520.00
*** 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		\$1,876.80

OWRD Fee Schedule

Fee Calculator Version: B20170117

P-88072