



**Oregon Water Resources Department  
Ground Water Application**

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Today's Date: Tuesday, August 28, 2018

Base Application Fee.		\$1,340.00
Number of proposed cubic feet per second (cfs) to be appropriated. (1 cfs = 448.83 gallons per minute)	0.	
Number of proposed Use's for the appropriated water. (i.e. Irrigation, Supplemental Irrigation, Pond Maintenance, Industrial, Commercial, etc) *	1	
Number of proposed Ground Water points of appropriation. (i.e. number of wells) (include all injection wells, if applicable) **	2	\$350.00
Permit Recording Fee. ***		\$520.00
* the 1st Water Use is included in the base cost. ** the 1st Ground Water point of appropriation is included in the base cost. *** the Permit Recording Fee is not required when the application is submitted but, must be paid before a permit will be issued. It is fully refundable if a permit is not issued. If the recording fee is not paid prior to issuance of the Final Order, permit issuance will be delayed.	<a href="#">Recalculate</a>	
Estimated cost of Permit Application		\$2,210.00

OWRD Fee Schedule

Fee Calculator Version B20170117
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6-10-710

# 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

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

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
- 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 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: \$ 2,390  
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)

# 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

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## SECTION 1: APPLICANT INFORMATION AND SIGNATURE

### Applicant Information

AUG 28 2018

NAME MITCHELL REGAL		PHONE (HM)	
PHONE (WK)		CELL 612.236.6673	
ADDRESS 15869 SUNSET TRAIL			
CITY PINE CITY	STATE MN	ZIP 55063	E-MAIL* MITCH@INNOVATIVEFSW.COM

OWRD  
FAX VTRD

### Organization Information

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

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

AGENT / BUSINESS NAME DOANN HAMILTON/PACIFIC HYDRO-GEOLOGY, INC		PHONE (503) 632-5016		FAX (503) 632-5983
ADDRESS 18487 S. VALLEY VISTA ROAD			CELL (503) 349-6946	
CITY MULINO	STATE OR	ZIP 97042	E-MAIL* PHGDMH@GMAIL.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.
- 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.

Mitchell Regal  
Applicant Signature

MITCHELL REGAL, OWNER  
Print Name and title if applicable

AUG. 14, 2018  
Date

Applicant Signature

Print Name and title if applicable

Date

For Department Use		
App. No. <u>G-18730</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.

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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
Well 1	Russell Creek	1,550 feet	180 feet
Well 2	Russell Creek	1,850 feet	180 feet

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*).

For Well 1 see Well Log YAMH 53959

For Well 2: Well specifications provided in the table below are estimates and subject to change based on actual conditions encountered in the field. The objective will be to construct the well to develop water from the marine sediment aquifer.

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SECTION 3: WELL DEVELOPMENT, CONTINUED

**Total maximum rate requested: 0.11 cfs** (each well will be evaluated at the maximum rate unless you indicate well specific rates and annual volumes in the table below).

OWFD

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)
Well 1	<input type="checkbox"/>	<input checked="" type="checkbox"/>	YAMH 53959	<input type="checkbox"/>	6 inch	0 to 59	142 to 182	0 to 50	73 feet from well log	Marine Sediment	182 feet		
Well 2	<input checked="" type="checkbox"/>	<input type="checkbox"/>	NA	<input type="checkbox"/>	10 inch	0 to 100	TBD	0 to 50	NA	Marine Sediment	200 feet		
	<input type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>						Total:		50 gpm	76.3 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"/>									

\* 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.

**SECTION 4: WATER USE**

USE	PERIOD OF USE	ANNUAL VOLUME (ACRE-FEET)
Irrigation	March 1 to October 31	76.3 AF

**For irrigation use only:**

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

Primary: 76.3 Acres Supplemental: NA Acres

If you listed supplemental acres, list the Permit or Certificate number of the underlying primary water right(s):

NA

Indicate the maximum total number of acre-feet you expect to use in an irrigation season: 76.3 AF

- If the use is **municipal or quasi-municipal**, attach **Form M**
- If the use is **domestic**, indicate the number of households: NA  
**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*): NA

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**SECTION 5: WATER MANAGEMENT**

**A. Diversion and Conveyance**

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

Pump (give horsepower and type): Submersible 40 Hp

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 the well into 10,000 gallon holding tank (as a bulge in the system) before going through a buried mainline supplying a drip line system to irrigate grapes

**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*)

We will use drip irrigation

**C. Conservation**

Please describe why the amount of water requested is needed and measures you propose to: prevent waste; measure the amount of water diverted; prevent damage to 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*).

Irrigation of grapes will be done with drip irrigation system using best management practices to prevent waste

**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: NA Acreage inundated by reservoir: NA

Use(s): NA

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

*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): NA

USE OF STORED GROUNDWATER	PERIOD OF USE
NA	NA

**SECTION 8: PROJECT SCHEDULE**

Date construction will begin: Within three years after the permit is issued

Date construction will be completed: Within five year after the permit has been issued

Date beneficial water use will begin: Within five years after the permit has been issued

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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 NA	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*).

None



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Land Use

Information Form

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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

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JUL 26 2018

Applicant: Mitchell Regal
First Last

Mailing Address: 15869 Sunset Trail YAMHILL COUNTY PLANNING

Pine City MN 55063 Daytime Phone: (612) 236-6673
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.

Table with 8 columns: Township, Range, Section, 1/4, Tax Lot #, Plan Designation (e.g., Rural Residential/RR-5), Water to be: (Diverted, Conveyed, Used), Proposed Land Use: (IR). Row 1: 3S, 5W, 16, 1301, Rural Residential/RR-5, [X] Diverted, [X] Conveyed, [X] Used, IR.

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

Yamhill County

B. Description of Proposed Use

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

- [X] 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 [X] Groundwater [ ] Surface Water (name) \_\_\_\_\_

Estimated quantity of water needed: 0.11 [X] cubic feet per second [ ] gallons per minute [ ] acre-feet

Intended use of water: [X] Irrigation [ ] Commercial [ ] Industrial [ ] Domestic for \_\_\_\_\_ household(s)
[ ] Municipal [ ] Quasi-Municipal [ ] Instream [ ] Other

Briefly describe:

New groundwater application to apply water to grapes using a drip 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. ->

**For Local Government Use Only**

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The following section must be completed by a planning official from each county and city listed unless the project is 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.

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**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): YC 20 section 402
- 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
		<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.

Name: Matt Vogt Title: Associate Planner  
 Signature: [Signature] Phone: 503-434-7516 Date: 7/26/2018  
 Government Entity: Yamhill 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: \_\_\_\_\_  
 City or County: \_\_\_\_\_ Staff contact: \_\_\_\_\_  
 Signature: \_\_\_\_\_ Phone: \_\_\_\_\_ Date: \_\_\_\_\_

6-10730



After recording return to:  
Mitchell M Regal  
18179 NW Meadow Lake Road  
Yamhill, OR 97148

FIRST AMERICAN TITLE 2748714

Until a change is requested all tax statements shall be sent to the following address:  
Mitchell M Regal  
18179 NW Meadow Lake Road  
Yamhill, OR 97148

File No.: 1032-2748714 (jg)  
Date: September 28, 2016

THIS SPACE RESERVED FOR RECORDER'S USE

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Yamhill County Official Records	<b>201616384</b>
DMR-DDMR	10/21/2016 09:26:47 AM
Str=0 SUTTONS	
3Pgs \$15.00 \$11.00 \$5.00 \$20.00	<b>\$51.00</b>
I, Brian Van Bergen, County Clerk for Yamhill County, Oregon, certify that the Instrument Identified herein was recorded in the Clerk records.	
Brian Van Bergen - County Clerk	

### STATUTORY WARRANTY DEED

**Bryan T. Semke and Kathryn M. Semke, as tenants by the entirety**, Grantor, conveys and warrants to **Mitchell M Regal**, Grantee, the following described real property free of liens and encumbrances, except as specifically set forth herein:

**LEGAL DESCRIPTION:** Real property in the County of Yamhill, State of Oregon, described as follows:

**See Attached Exhibit A**

**Subject to:**

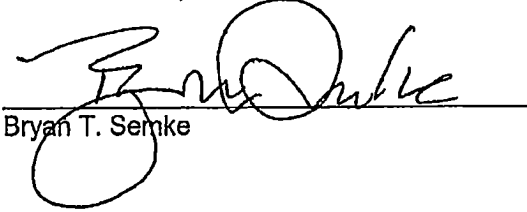
1. Covenants, conditions, restrictions and/or easements, if any, affecting title, which may appear in the public record, including those shown on any recorded plat or survey.

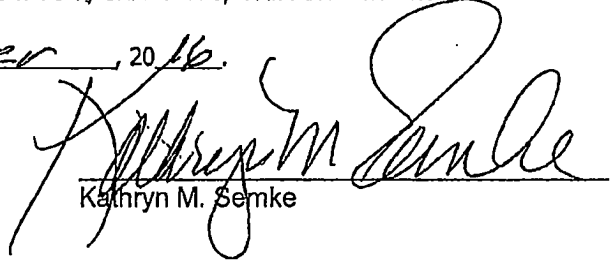
The true consideration for this conveyance is **\$985,000.00**. (Here comply with requirements of ORS 93.030)

6-18730

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.

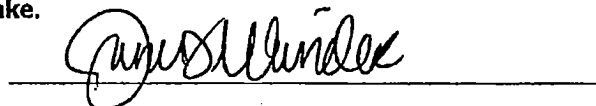
Dated this 21<sup>st</sup> day of October, 2016.

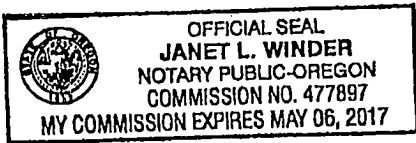
  
Bryan T. Semke

  
Kathryn M. Semke

STATE OF Oregon )  
)ss.  
County of Yamhill )

This instrument was acknowledged before me on this 21<sup>st</sup> day of October, 2016, by Bryan T. Semke and Kathryn M. Semke.





Notary Public for Oregon  
My commission expires: 5/6/2017

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Date: **October 21, 2016**

File No.: **1032-2748714 ( jg)**

**EXHIBIT 'A'**

**LEGAL DESCRIPTION:**

**PARCEL 1:**

Being a portion of the Daniel Simmons Donation Land Claim #S4 in Sections 15 and 16, Township 3 South, Range 5 West of the Willamette Meridian in Yamhill County, Oregon, being more particularly described as follows:

Beginning at an iron pipe and brass cap at the Southeast corner of said Donation Land Claim #54; Thence West along the South line of said Donation Land Claim 2636.70 feet to a 5/8" iron rod; Thence North 660.00 feet to a 5/8" iron rod lying at the Northeast corner of the lands sold to L.M. Gilbert; Thence West 280.5 feet to a 5/8" iron rod; Thence North 606.06 feet to a 5/8" iron rod; Thence East 2880.21 feet to the Easterly line of said Donation Land Claim; Thence South 01°40'24" East 1266.61 feet along the easterly line of said Donation Land Claim to the point of beginning.

**PARCEL 2:**

Being a parcel of land in Sections 15 and 16, Township 3 South, Range 5 West of the Willamette Meridian in Yamhill County, Oregon, being more particularly described as follows:

Beginning at a 5/8" iron rod lying at the intersection of the centerline of MR#2 (Meadow Lake Rd.) with the east line of Section 16, Township 3 South, Range 5 West of the Willamette Meridian; thence South 1°00'42" East along said east line 1256.57 feet to an iron pipe and brass cap at the East 1/4 corner of said Section; Thence South 1°40'24" East along the easterly line of the Daniel Simmons Donation Land Claim #54 in said Section 1,5 a distance of 763.73 feet to a point; Thence West 30.01 feet to a 5/8" iron rod; Thence North 1°40'24" West parallel to and 30 feet from said easterly Donation Land Claim line 762.64 feet to a point; Thence North 1°00'42" West parallel to and 30 feet from said east line of Section 16 a distance of 1073.77 feet to a 5/8" iron rod; Thence South 88°59'18" West 138.12 feet to a 5/8" iron rod; Thence North 2°53'32" East 117.59 feet to a 5/8" iron rod lying in the center of Market Road #2; Thence along said centerline 173.5 feet, more or less, to the point of beginning.

EXCEPTING THEREFROM, that portion conveyed to Maloney, as recorded August 18, 2004, as Instrument No. 200417033, Deed and Mortgage Records.

TOGETHER WITH an access easement as recorded August 18, 2004 as Instrument No. 200417035, Deed and Mortgage Records, Section 16, Township 3 South, Range 5 West, Yamhill County, Oregon, the perimeter of which is more particularly described as follows: Beginning at the one-quarter corner between Sections 15 and 16; thence South 87°59'16" West 30.00 feet to the west line of that tract of land described in deed from Joanne E. Schlottmann Novak, Trustee of the Leonard A. Schlottmann Credit Shelter Trust to Donald D. Rasmussen and recorded Deed Records, and the true point of beginning; thence South 00°54'148" East 762.46 feet parallel with and 30.00 feet west of said Section line to the north line of said Rasmussen tract; thence East 10.12 feet to an iron rod at an angle point 00°40'24" West 762.64 feet along the west line of said Rasmussen tract to the point of beginning.

NOTE: This Legal Description was created prior to January 01, 2008.

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AUG 28 2018

OWRD

Initials:

**STATE OF OREGON  
WATER SUPPLY WELL REPORT**

(as required by ORS 537.765)

**(1) LAND OWNER:**

Well Number: \_\_\_\_\_  
Name: Bryan and Kathryan Semke  
Address: PO Box 1089  
City: Carlton State: OR Zip: 97111

**(2) TYPE OF WORK:** (repair)  
 New Well  Deepening  Alteration (recondition)  Abandonment

**(3) DRILL METHOD:**  
 Rotary Air  Rotary Mud  Cable  Auger  
 Other: \_\_\_\_\_

**(4) PROPOSED USE:**  
 Domestic  Community  Industrial  Irrigation  
 Thermal  Injection  Livestock  Other \_\_\_\_\_

**(5) BORE HOLE CONSTRUCTION:**  
Special Construction approval  Yes  No  
Depth of Completed Well 182  
Explosives Used  Yes  No Type \_\_\_\_\_ Amount \_\_\_\_\_

Diameter	HOLE		Material	SEAL		sacks or pounds
	From	To		From	To	
10"	0	58	bent chips	0	50	31 inc bf
6"	58	182				

How was seal placed: Method  A  B  C  D  E  
 Other bent chips poured-probed  
Backfill placed from 50 to 58 Material bent chips  
Gravel placed from \_\_\_\_\_ to \_\_\_\_\_ Size of gravel \_\_\_\_\_

**(6) CASING/LINER:**

Diameter	From	To	Gauge	Steel	Plastic	Welded	Threaded
6"	+18"	59'	.250	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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"/>

**LINER:**

Diameter	From	To	Gauge	Steel	Plastic	Welded	Threaded
4"	41	182	160#	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
				<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Drive Shoe used  Inside  Outside  None  
Final location of Shoe(s): 58' 4"x5" pvc reducer top of liner

**(7) PERFORATIONS/SCREENS:**

Perforations Method: saw cut  
 Screen Type: \_\_\_\_\_ Material: \_\_\_\_\_

From	To	Slot Size	No.	Diameter	Tele/pipe size	Casing	Liner
142	182	3/16x7	72	4"	pipe	<input type="checkbox"/>	<input checked="" type="checkbox"/>
						<input type="checkbox"/>	<input type="checkbox"/>
						<input type="checkbox"/>	<input type="checkbox"/>

**(8) WELL TESTS: Minimum testing time is 1 hour**  
 Pump  Bailor  Air  Flowing Artesian

Yield gpm	Drawdown	Drill Stem at	Time
11.5	N/A	180	1 hr.

Temperature of water 57 Depth Artesian Flow Found \_\_\_\_\_  
Was a water analysis done? \_\_\_\_\_ By whom: \_\_\_\_\_  
Did any strata contain water not suitable for intended use? (explain)  
\_\_\_\_\_

Depth of Strata: \_\_\_\_\_  
**ARROW DRILLING 503-538-4422**

YAMH 53959

WELL ID # L 74404  
START CARD # 166940

**(9) LOCATION OF WELL by legal description:**  
County: Yamhill Latitude: \_\_\_\_\_ Longitude: \_\_\_\_\_  
Township: 3S Range: 5W  
Section: 16 SE ¼ SE ¼  
Tax Lot: 1301 Lot: \_\_\_\_\_ Block: \_\_\_\_\_ Subdivision: \_\_\_\_\_  
Street Address of Well (or nearest address) 18179 Meadow Lake Road, Carlton, Oregon 97111

**(10) STATIC WATER LEVEL:**  
73 Ft. below land surface Date 11/11/04  
Artesian pressure \_\_\_\_\_ lb. per sq. in. Date \_\_\_\_\_

**(11) WATER BEARING ZONES:**  
Depth at which water was first found: 109'

From	To	Est. Flow Rate	SWL
109	159	11.5 gpm	73'

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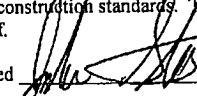
**(12) WELL LOG:** Ground Elevation: \_\_\_\_\_

Material	From	To	SWL
top soil	0	1	
clay red silty	1	5	
clay tan-brwn	5	17	
shale gray-brwn sft withd	17	28	
shale gray firm	28	55	
claystone light gray firm to hrd	55	59	
shale gray firm	59	81	
siltstone light gray firm to hrd	81	87	
shale gray firm	87	109	
sandstone light gray hrd	109	111	
shale gray firm w/intermit hrd fract layers	111	182	

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NOV 29 2004  
WATER RESOURCES DEPT  
SALEM, OREGON

Date Started: 11/11/04 Completed: 11/11/04

(unbonded) Water Well Constructor Certification:  
I certify that the work I performed on the construction, alteration, or abandonment of this well is in compliance with Oregon water supply well construction standards. Materials used and information reported above are true to the best of my knowledge and belief.  
Signed \_\_\_\_\_ Date \_\_\_\_\_ WWC Number \_\_\_\_\_

(bonded) Water Well Constructor Certification:  
I accept responsibility for the construction, alteration, or abandonment work performed on this well during the construction dates reported above. All work performed during this time is in compliance with Oregon water supply well construction standards. This report is true to the best of my knowledge and belief.  
Signed  Date 11/24/05 WWC Number 1483

G-18730