



Oregon Water Resources Department  
 725 Summer Street NE, Suite A  
 Salem Oregon 97301-1271  
 (503) 986-0900  
 www.wrd.state.or.us

# Application for Limited Water Use License

License No.: \_\_\_\_\_

### Applicant Information

NAME <b>JOHN HULL</b>			PHONE (HM)
PHONE (WK) <b>503-830-9039</b>	CELL		FAX
ADDRESS <b>% RAME HOLDINGS, LLC, 27 N. STATE ST</b>			
CITY <b>LAKE OSWEGO</b>	STATE <b>OR</b>	ZIP <b>97034</b>	E-MAIL *

### Agent Information

NAME <b>ROGER SMITH</b>		PHONE <b>503-241-5444</b>	FAX <b>503-241-1441</b>
ADDRESS <b>% ROGER N. SMITH ASSOC. INC, 1400 SW DAVENPORT ST.</b>			CELL <b>503-781-9197</b>
CITY <b>PORTLAND</b>	STATE <b>OR</b>	ZIP <b>97201</b>	E-MAIL * <b>RNS1groundwater@gmail.com</b>

I (We) make application for a Limited License to use or store the following described surface waters or groundwater – not otherwise exempt, or to use stored water of for a use of a short-term or fixed-duration:

- SOURCE(S) OF WATER:** A WELL (YAMH 53052) tributary of groundwater well in Hess Crk Drainage
- AMOUNT OF WATER** to be diverted;  
 Maximum and instantaneous rate (cubic feet or gallons per minute): 15 (0.033 cfs)  
 Total volume (gallons or acre-feet): 60,000 gal (0.184 ac-ft) If water is to be used from more than one source, give the quantity from each: \_\_\_\_\_
- INTENDED USE(S) OF WATER:** (check all that apply)
  - Road construction or maintenance
  - General construction
  - Forestland and rangeland management; or
  - Other: PROPAGATE GRAPEVINE STARTS
- DESCRIPTION OF PROPOSED PROJECT:** Include a description of the place of use as shown on the accompanying site map, the method of water diversion, the type of equipment to be used (including pump horsepower, if applicable), length and dimensions of supply ditches and pipelines:

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- PROJECT SCHEDULE:** (List day, month, and year)  
 Date water use will begin: 1-5-2019  
 Date water use will be completed: 10-31-2024  
 Months of the year water would be diverted and used: MAY THRU OCTOBER  
 If for other than irrigation from stored water, how and where will water be discharged after use: \_\_\_\_\_

Applicant Signature

JOHN D. HULL / CFO  
 Print Name and title if applicable

APRIL 12, 2019  
 Date

**PLEASE READ CAREFULLY**

**NOTE:** A completed water availability statement from the local watermaster, Land Use Information Form completed by the local Planning Department, fees and site map meeting the requirements of OAR 690-340-030 must accompany this request. The fee for this request is **\$280** for the first point of diversion plus **\$30** for each additional point of diversion. Please review the Department's fee schedule to view fees required to request a limited license for Aquifer Storage and Recovery testing purposes or for Artificial Groundwater Recharge testing purposes.

**Failure to provide any of the required information will result in return of your application.** The license, if granted, will not be issued or replaced by a new license for a period of more than five consecutive years. The license, if granted, will be subordinate to all other authorized uses that rely upon the same source, or water affected by the source, and may be revoked at any time it is determined the use causes injury to any other water right or minimum perennial streamflow.

If water source is well, well logs or adequate information for the Department to determine aquifer, well depth, well seal and open interval, etc. are required. The licensee shall indicate the intended aquifer. If for multiple wells, each map location shall be clearly tied to a well log.

If a limited license is approved, the licensee shall give notice to the Department (Watermaster) at least 15 days in advance of using the water under the Limited License and shall maintain a record of use. The record of use shall include, but need not be limited to, an estimate of the amount of water used, the period of use and the categories of beneficial use to which the water is applied. During the period of the Limited License, the record of use shall be available for review by the Department upon request.

*\*A summary of review criteria and procedures that are generally applicable to these applications is available at:  
<http://www.oregon.gov/owrd/pages/pubs/forms.aspx>*

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**Mapping Requirements (OAR 690-340-0030):**

- (1) A request for a limited license shall be submitted on a form provided by the Water Resources Department, and shall be accompanied by the following:
  - a. A site map of reproducible quality, drawn to a standard, even scale of not less than 2 inches = 1 mile, showing:
    - i. The locations of all proposed points of diversion referenced by coordinates or by bearing and distance to the nearest established or projected public land survey corner;
    - ii. The general course of the source for the proposed use, if applicable;
    - iii. Other topographical features such as roads, streams, railroads, etc., which may be helpful in locating the diversion points in the field.

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**REMARKS:**

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For WRD Use Only
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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: JOHN HULL  
First Last

Mailing Address: % RANDE Holdings LLC, 27 N. STATE STREET  
LAKE Oswego OR 97034 Daytime Phone: 503-830-9039  
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:
						Diverted	Conveyed	Used	
3S	3W	28	NENE	102	AFLH	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	VINEYARD
3S	3W	27	NW/NW	900	AFLH	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	VINEYARD
3S	3W	22	SWSW	1100	AFLH	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	VINEYARD
3S	3W	22	SE	1100	AFLH	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	VINEYARD

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:

- 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) \_\_\_\_\_

Estimated quantity of water needed: \_\_\_\_\_  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 STARTUP VINEYARD PLANTINGS

Briefly describe:

This form will be used to apply for a TEMPORARY "Limited Water Use License" to apply ground water to grape VINE STARTS, during a limited time when they are establishing roots.

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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**This page to be completed by the local Watermaster.**

**WATER AVAILABILITY STATEMENT**

Name of Applicant: John Hull Limited License Number: \_\_\_\_\_

1. To your knowledge, has the stream or basin that is the source for this application ever been regulated for prior rights?

Yes  No

If yes, please explain:

2. Based on your observations, would there be water available in the quantity and at the times needed to supply the use proposed by this application?

Yes  No

3. Do you observe this stream system during regular fieldwork?

Yes  No

If yes, what are your observations for the stream?

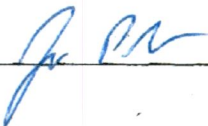
4. If the source is a well and if WRD were to determine that there is the potential for substantial interference with nearby surface water sources, would there still be ground water and surface water available during the time requested and in the amount requested without injury to existing water rights?

Yes  No  N/A

What would you recommend for conditions on a limited license that may be issued approving this application?

5. Any other recommendations you would like to make?

TFM

Signature  WM District #: 16 Date: 4-19-19

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WATER RESOURCES DEPT.  
 SALEM, OREGON

(1) OWNER: Well No. 2153  
 Name KAREN AND NEIL UTZ  
 Address 2009 NE KLIICKITAT ST  
 City PORTLAND St OR Zip 97212

(2) TYPE OF WORK: NEW WELL

(3) DRILL METHOD: ROTARY AIR

(4) PROPOSED USE: DOMESTIC

(5) BORE HOLE CONSTRUCTION:  
 Special Construction Approval NO Depth of Compl. Well 696 ft  
 Explosives used NO Type \_\_\_\_\_ Amount \_\_\_\_\_  
 HOLE SEAL  

Diam.	From	To	Material	From	To	Amount
10	0	118	BENTONITE CHIP	0	24	24 SAX
6	118	696	CEMENT	24	118	41 SAX

Seal placement method C AND POURED  
 Backfill: from \_\_\_ ft to \_\_\_ ft Material \_\_\_\_\_  
 Gravel: from \_\_\_ ft to \_\_\_ ft Size \_\_\_\_\_

(6) CASING/LINER:  

Diam.	From	To	Gauge	Material	Connection
Casing 6	+2	118	.25	STEEL	WELDED
Liner 4	0	696	SDR26	PLASTIC	WELDED

Final Location of shoe(s) 118

(7) PERFORATIONS/SCREENS:  
 Perf. Method ELECTRIC SAW  
 Screens Type \_\_\_\_\_ Material \_\_\_\_\_  

From	To	Slot Size	Number	Diam.	Tele/pipe Size	Casing/liner
375	415	.1X2"	24	_____	_____	LINER
656	696	.1X7"	70	_____	_____	LINER

(8) WELL TESTS: Minimum testing time is 1 hour  
 Test type AIR

Yield GPM	Draw-down	Drill stem at	Time 1 hr.
15	_____	696	_____
15	_____	676	1

Temperature of water 55F Depth Artesian Flow Pound \_\_\_\_\_  
 Was water analysis done? NO By whom \_\_\_\_\_  
 Reason for water not suitable for use \_\_\_\_\_  
 Depth of strata \_\_\_\_\_

(9) LOCATION OF WELL by legal description:  
 County YAMHILL Lat. ' ' ' ' Long. ' ' ' '  
 Township 3 S Range 3 W WM.  
 Section 28 NE 1/4 NE 1/4  
 Tax Lot 102 Lot Block Subdivision  
 Street Address of Well (or nearest Address)  
 NYA, WORDEN HILL RD DUNDEE, OR

(10) STATIC WATER LEVEL:  
 315 ft. below land surface. Date 07/15/02  
 Artesian pressure \_\_\_\_\_ lb per square in. Date \_\_\_\_\_

(11) WATER BEARING ZONES:  
 Depth at which water was first found 378  

From	To	Est Flow Rate	SWL
378	400	8-10	315
627	652	4-6	315

(12) WELL LOG:  

Material	Ground elevation		SWL
	From	To	
TOP SOIL	0	3	
CLAY, RED	3	12	
CLAY, BROWN	12	18	
CLAY, BROWN W/DECAYED BASALT, UNSTABLE	18	31	
BASALT, MEDIUM GRAY W/SOME DECAY	31	82	
BASALT, DECAYED	82	111	
BASALT, HARD GRAY	111	245	
BASALT, HARD GRAY W/SOME WHITE ASH	245	246	
BASALT, VERY HARD GRAY	246	378	
BASALT, MEDIUM GRAY W/DECAY AND SOME GREEN CLAYSTONE	378	400	315
BASALT, VERY HARD GRAY	400	479	
BASALT, MEDIUM GRAY W/SOME DECAY	479	485	
BASALT, MEDIUM GRAY W/GREEN CLAYSTONE	485	492	

<< CONTINUED ON PAGE 2 >>  
 DAVE PAYSINGER BLUE WATER DRILLING CO.  
 (503) 868-7878  
 Date started 07/11/02 Completed 07/15/02

(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 my best knowledge and belief.

Signed \_\_\_\_\_ WWC Number \_\_\_\_\_  
 Date \_\_\_\_\_

(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 *David Paysinger* WWC Number 1438  
 Date 07/15/02

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WATER RESOURCES DEPT.  
SALEM, OREGON

1) OWNER: Well No. 2153  
Name KAREN AND NEIL UTZ  
Address 2009 NE KLICKITAT ST  
City PORTLAND St OR Zip 97212

2) TYPE OF WORK: NEW WELL

3) DRILL METHOD: ROTARY AIR

4) PROPOSED USE: DOMESTIC

5) BORE HOLE CONSTRUCTION:  
Special Construction Approval NO \_\_\_\_\_ Depth of Compl. Well 696 ft  
Explosives used NO \_\_\_\_\_ Type \_\_\_\_\_ Amount \_\_\_\_\_  
HOLE SEAL  
Diam. From To Material From To Amount  
10 0 118 BENTONITE CHIP 0 24 24 SAX  
6 118 696 CEMENT 24 118 41 SAX

(9) LOCATION OF WELL by legal description:  
County YAMHILL Lat. ' ' ' Long. ' ' '  
Township 3 S Range 3 W WM.  
Section 28 NE 1/4 NE 1/4  
Tax Lot 102 Lot Block Subdivision  
Street Address of Well (or nearest Address)  
NYA, WORDEN HILL RD DUNDEE, OR

(10) STATIC WATER LEVEL:  
315 ft. below land surface. Date 07/15/02  
Artesian pressure \_\_\_\_\_ lb per square in. Date \_\_\_\_\_

(11) WATER BEARING ZONES:  
Depth at which water was first found 378  
From To Est Flow Rate SWL  
378 400 8-10 315  
627 652 4-6 315

(12) WELL LOG:  
Material Ground elevation From To SWL

Seal placement method C AND POURED  
Backfill: from \_\_\_\_\_ ft to \_\_\_\_\_ ft Material \_\_\_\_\_  
Gravel: from \_\_\_\_\_ ft to \_\_\_\_\_ ft Size \_\_\_\_\_

6) CASING/LINER:  
Diam. From To Gauge Material Connection  
Casing 6 +2 118 .25 STEEL WELDED

Liner 4 0 696 SDR26 PLASTIC WELDED

Final Location of shoe(s) 118

(7) PERFORATIONS/SCREENS:  
[X] Perf. Method ELECTRIC SAW  
[ ] Screens Type \_\_\_\_\_ Material \_\_\_\_\_  
Slot Tele/pipe  
From To Size Number Diam. Size Casing/liner  
375 415 .1X2" 24 \_\_\_\_\_ LINER  
656 696 .1X7" 70 \_\_\_\_\_ LINER

<< CONTINUED FROM PAGE 1 >>  
BASALT, HARD GRAY 492 568  
BASALT, MEDIUM GRAY W/SOME DECCAY 568 581  
BASALT, VERY HARD GRAY 581 627  
BASALT, HARD GRAY/FRACTURED  
W/SOME GREEN CLAYSTONE 627 652 315  
BASALT, VERY HARD GRAY 652 675  
BASALT, HARD GRAY W/SOME GREEN CLAYSTONE 675 684  
MARINE CLAY W/SOME BASALT FRAGMENTS 684 696

DAVE PAYSINGER, BLUE WATER DRILLING CO.  
(503) 868-7878  
Date started 07/11/02 Completed 07/15/02

(8) WELL TESTS: Minimum testing time is 1 hour  
Test type AIR

Yield GPM	Draw-down	Drill stem at	Time
15	_____	696	1 hr.
15	_____	676	1

Temperature of water 55F Depth Artesian Flow Found \_\_\_\_\_  
Was water analysis done? NO By whom \_\_\_\_\_  
Reason for water not suitable for use \_\_\_\_\_  
Depth of strata \_\_\_\_\_

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Signed \_\_\_\_\_ WWC Number \_\_\_\_\_  
Date \_\_\_\_\_

(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 *David J. Paysinger* WWC Number 1438  
Date 07/15/02

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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): Section 402.02 YC20
- 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.

Name: Matt Vogt Title: Associate Planner  
 Signature: [Signature] Phone: 503-434-7516 Date: 4/4/2019  
 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: \_\_\_\_\_

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LL 1780

BLACK WALNUT, LLC

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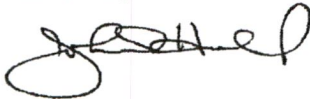
February 6, 2019

Oregon Water Resources Department  
ATTN: Jeffrey D. Pierceall  
725 Summer Street, NE, suite A  
Salem, OR 97301  
RE: Designation of Agency

Mr. Pierceall:

This is a 'designation of agency' letter assigning Roger N. Smith Associates, Inc. and specifically Roger N. Smith, RG, a State registered geologist and water rights examiner to submit to Oregon Water Resources Dept. an Application for Extension of Time for Water Right Permit #G-16008 held by Black Walnut, LLC.

Sincerely



John D. Hull, CFO/COO  
Black Walnut, LLC  
BP Witness Tree, LLC  
BP Fairview, LLC  
Broadpeak BW, LLC  
RandE Holdings, LLC

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47 N. STATE STREET, SUITE 200, LAKE OSWEGO, OR 97034



April 19, 2019

Oregon Dept. of Water Resources  
725 Summer Street, NE, suite #A  
Salem, OR 97301

ATTN: Mary Bjork,  
RE: Limited Water Use License Application Review

Dear Ms Bjork

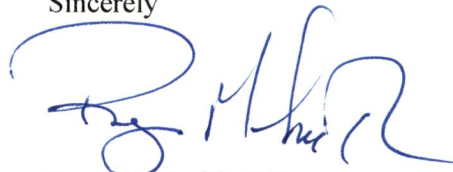
Attached is a check for \$280 and an original signed application for a Limited Water Use License. Additional documents include:

- Completed water availability statement signed by Yamhill watermaster
- Map of area to which water will be applied
- Aerial photo of application site
- Water well log of source well
- Completed and original signed Land Use Information form by Yamhill Co.

If you have questions regarding the review, feel free to contact us.

We appreciate any immediate attention you could give to this issue.

Sincerely



Roger N. Smith, RG  
Geologist/Hydrogeologist, OR, WA  
Cert. Water Rights Examiner, OR  
Tel: 503-241-5444  
E-mail:  
[RNSAgroundwater@gmail.com](mailto:RNSAgroundwater@gmail.com)

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2424 SE Caruthers Street  
Portland, Oregon 97214  
TEL (503) 241-5444  
email [RNSAgroundwater@gmail.com](mailto:RNSAgroundwater@gmail.com)

