

# 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.oregon.gov/OWRD

## SECTION 1: APPLICANT INFORMATION AND SIGNATURE

### Applicant

NAME Michael Wighton		PHONE (HM) 805-441-1188	
PHONE (WK)	CELL 805-441-1188		FAX
ADDRESS 700 Thomas Rd			
CITY Sutherlin	STATE OR	ZIP 97479	E-MAIL * yton@msn.com

### Organization

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

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

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

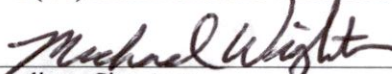
Note: Attach multiple copies as needed

\* By providing an e-mail address, consent is given to receive all correspondence from the Department electronically. (Paper copies of the proposed and 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 legally use water until the Water Resources Department issues a permit.
- 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 receive 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 receive water to which they are entitled.

 I (we) affirm that the information contained in this application is true and accurate

	Michael Wighton	7/15/2019
Applicant Signature	Print Name and Title if applicable	Date
_____	_____	_____
Applicant Signature	Print Name and Title if applicable	Date

For Department Use: App. Number: 5-88693

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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.
- YES, the land is encumbered by easements, rights of way, roads or other encumbrances.
- NO, I have a recorded easement or written authorization permitting access.
- NO, I do not currently have written authorization or easement permitting access.
- NO, 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).
- NO, because water is to be diverted, conveyed, and/or used only on federal lands.

**Affected Landowners:** List the names and mailing addresses of all owners of any lands that are not owned by the applicant and that are crossed by the proposed ditch, canal or other work, even if the applicant has obtained written authorization or an easement from the owner. *(Attach additional sheets if necessary).*

**Legal Description:** 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), and the locations of the point of diversion (POD):

Source 1: Calapooya River	Tributary to: Umpqua R
TRSQQ of POD: 25S4W 8 NWSE	
Source 2:	Tributary to:
TRSQQ of 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 Section 3A above?

- Yes.
- No. (Enclose a copy of your written notification to the operator of the reservoir of your intent to file this application, which should have been mailed or delivered to the operator.)

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Oregon Water Resources Department  
Surface Water Application

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Today's Date: Thursday, May 2, 2019

Base Application Fee.		\$930.00
Number of proposed cubic feet per second (cfs) to be diverted. (1 cfs = 448.83 gallons per minute)	.005	\$350.00
Number of proposed Use's for the appropriated water. (i.e. Irrigation, Supplemental Irrigation, Pond Maintenance, Industrial, Commercial, etc) *	1	
Number of proposed Surface Water points of diversions. **	1	
Number of Acre Feet to be diverted from Stored Water. (if the application is appropriating water from a pond/reservoir)	0	
Permit Recording Fee. ***		\$520.00
* the 1st Water Use is included in the base cost. ** the 1st Surface Water point of diversion 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.	Recalculate	
Estimated cost of Permit Application		\$1,800.00

OWRD Fee Schedule

Fee Calculator Version: B20170117

If *all* sources listed in Section 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: SENSITIVE, THREATENED OR ENDANGERED FISH SPECIES PUBLIC INTEREST INFORMATION**

This information must be provided for your application to be accepted as complete. The Water Resources Department will determine whether the proposed use will impair or be detrimental to the public interest with regard to sensitive, threatened or endangered fish species.

To answer the following questions, use the map provided in Attachment 3 or the link below to determine whether the proposed point of diversion (POD) is located in an area where the Upper Columbia, the Lower Columbia, and/or the Statewide public interest rules apply.

For more detailed information, click on the following link and enter the T,R,S,QQ or the Lat/Long of a POD and click on "Submit" to retrieve a report that will show which section, if any, of the rules apply:  
[https://apps.wrd.state.or.us/apps/misc/lkp\\_trsqq\\_features/](https://apps.wrd.state.or.us/apps/misc/lkp_trsqq_features/)

If you need help to determine in which area the proposed POD is located, please call the customer service desk at (503) 986-0801.

#### **Upper Columbia - OAR 690-033-0115 thru -0130**

Is the POD located in an area where the Upper Columbia Rules apply?

Yes  No

**If yes, you are notified** that the Water Resources Department will consult with numerous federal, state, local and tribal governmental entities so it may determine whether the proposed use is consistent with the "Columbia River Basin Fish and Wildlife Program" adopted by the Northwest Power Planning Council in 1994 for the protection and recovery of listed fish species. The application may be denied, heavily conditioned, or if appropriate, mitigation for impacts may be needed to obtain approval for the proposed use.

**If yes,**

- I understand that the proposed use does not involve appropriation of direct streamflow during the time period April 15 to September 30, except as provided in OAR 690-033-0140.
- I understand that I will install, operate and maintain a fish screen and fish passage as listed in ORS 498.301 through 498.346, and 509.580 through 509.910, to the specifications and extent required by Oregon Department of Fish and Wildlife, prior to diversion of water under any permit issued pursuant to this application.

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- I understand that the Oregon Department of Environmental Quality will review my application to determine if the proposed use complies with existing state and federal water quality standards.
- I understand that I will install and maintain water use measurement and recording devices as required by the Water Resources Department, and comply with recording and reporting permit condition requirements.

**Lower Columbia - OAR 690-033-0220 thru -0230**

Is the POD located in an area where the Lower Columbia rules apply?

Yes  No

**If yes, you are notified** that that the Water Resources Department will determine, by reviewing recovery plans, the Columbia River Basin Fish and Wildlife Program, and regional restoration programs applicable to threatened or endangered fish species, in coordination with state and federal agencies, as appropriate, whether the proposed use is detrimental to the protection or recovery of a threatened or endangered fish species and whether the use can be conditioned or mitigated to avoid the detriment.

If a permit is issued, it will likely contain conditions to ensure the water use complies with existing state and federal water quality standards; and water use measurement, recording and reporting required by the Water Resources Department. The application may be denied, or if appropriate, mitigation for impacts may be needed to obtain approval of the proposed use.

**If yes, provide the following information** (the information must be provided with the application to be considered complete).

Yes  No The proposed use is for more than **one** cubic foot per second (448.8 gpm) and is not subject to the requirements of OAR 690, Division 86 (Water Management and Conservation Plans).

**If yes**, provide a description of the measures to be taken to assure reasonably efficient water use:

**Statewide - OAR 690-033-0330 thru -0340**

Is the POD located in an area where the Statewide rules apply?

Yes  No

**If yes**, the Water Resources Department will determine whether the proposed use will occur in an area where endangered, threatened or sensitive fish species are located. If so, the Water Resources Department, Department of Fish and Wildlife, Department of Environmental Quality, and the Department of Agriculture will recommend conditions required to achieve “no loss of essential habitat of threatened and endangered (T&E) fish species,” or “no net loss of essential habitat of sensitive (S) fish species.” If conditions cannot be identified that meet the standards of no loss of essential T & E fish habitat or no net loss of essential S fish habitat, the agencies will recommend denial of the application unless they conclude that the proposed use would not harm the species.

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**SECTION 5: 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
Calapooya River	Human Consumption	year round	0.005 <input checked="" type="checkbox"/> cfs <input type="checkbox"/> gpm <input 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
			<input type="checkbox"/> cfs <input type="checkbox"/> gpm <input type="checkbox"/> af

Please indicate the number of primary and supplemental acres to be irrigated.

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

If supplemental acres are 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: human consumption only - one household
- If the use is **mining**, describe what is being mined and the method(s) of extraction: \_\_\_\_\_

**SECTION 6: WATER MANAGEMENT**

**A. Diversion and Conveyance**

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

- Pump (give horsepower and type): \_\_\_\_\_ *Use existing irrigation Pump*  
 Other means (describe): \_\_\_\_\_

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

divert water to underground tank, piped to house for human consumption

**B. Application Method**

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

\_\_\_\_\_

**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.

best household conservation measures will be employed

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**SECTION 7: 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 per ODFW specifications in ORS 498.301 through 498.346 to prevent uptake of fish and other aquatic life.  
Describe planned actions: ODFW fish screen to be installed

Excavation or clearing of banks will be kept to a minimum to protect riparian or streamside areas.  
**Note:** If disturbed area is more than one acre, applicant should contact the Department of Environmental Quality to determine if a 1200C permit is required.  
Describe planned actions and additional permits required for project implementation: no disturbance expected

Operating equipment in a water body will be managed and timed to prevent damage to aquatic life. Describe planned actions and additional permits required for project implementation: not anticipated

Water quality will be protected by preventing erosion and run-off of waste or chemical products.  
Describe planned actions: human consumption only

List other federal and state permits or contracts to be obtained, if a water right permit is granted.  
\_\_\_\_\_

**SECTION 8: PROJECT SCHEDULE**

- a) Date construction will begin: upon permit issuance
- b) Date construction will be completed: one year after permit issued
- c) Date beneficial water use will begin: shortly following construction completion

**SECTION 9: WITHIN A DISTRICT**

Check here if the point of diversion or place of use are located within or are served by an irrigation or other water district.

Irrigation District Name	Address	
City	State	Zip

**SECTION 10: REMARKS**

Use this space to clarify any information you have provided in the application. (Attach additional sheets if necessary).

Human consumption only

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# Douglas County

## Planning and Sanitation Pre-Application Worksheet

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### OTHER ACTION

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Worksheet Number <h2 style="margin: 0;">WS19-0310</h2>	Applicant <b>MICHAEL G WIGHTON TRUST</b> 1020 SUNDAY DR NIPOMO, CA 93444 (805) 441-1188	Owner <b>MICHAEL G WIGHTON TRUST</b> 1020 SUNDAY DR NIPOMO, CA 93444
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### SITE INFORMATION

Site Address <b>700 THOMAS RD SUTHERLIN, OR 97479</b>	MTL <b>25-04W-09-00201</b>	Property ID Number (Primary) <b>R17320</b>	Size (Acres) <b>5.00</b>
Improvement <b>LUCS FOR OWRD (WATER RIGHTS/STORE WATER)</b>		Proposed Use <b>Land Use Compatibility Statement</b>	
Existing Structures (Number and Type) <b>HOUSE, SHOP, BARN</b>		Distance of Building Site from River, Creek, or Stream Bank <b>&gt;50 FEET</b>	
Directions <b>CENTRAL IN SUTHERLIN EAST APPROX. 10 MILES, CENTRAL TURNS INTO NON PAREIL, TURN LEFT ONTO THOMAS RD, PROPERTY AT THE END OF RD.</b>			

As, for, or on behalf of, all property owners:

APPLICANT SIGNATURE: *Michael Wighton*      DATE: 4/25/19

### PLANNING DEPARTMENT INFORMATION

Zoning <b>FF</b>	Overlays
---------------------	----------

#### SETBACKS (Farm-Forest)

Front Property Line of Right of Way <b>30 Feet</b>	Rear Line <b>10 Feet</b>	Side Line <b>10 Feet</b>	Exterior Side Line <b>N/A</b>
Sign Code <b>NO SIGN PROPOSED - N/A</b>	Special Setback <b>N/A</b>	Riparian Setback <b>50 FEET</b>	
Parking Spaces Required <b>N/A</b>	Building Height <b>None</b>	Flood Plain <b>No</b>	Floor Height Above Ground <b>N/A</b>

Conditions of Approval

**LUCS FOR OREGON WATER RESOURCE DIV. FOR PERMIT TO USE A OR STORE WATER FOR PERSONAL USE ONLY; LAND USE ACTION PERMITTED PER LUDO ARTICLE 3.5.075 (15); NO STRUCTURAL DEVELOPMENT AUTHORIZED; MUST ACQUIRE ALL APPLICABLE PERMITS FROM REQUIRED AGENCIES.**

Sanitation <b>N/A</b>	Sanitary District	Water <b>N/A</b>	Access Permit Required? <b>NOT REQ'D</b>
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Report Codes

**NONSTRUCTURAL N/A PRIVATE WATER COUNTY ACCESS**

Refer To

**ASSESSOR RESOURCE REPORT**

Approved By: <b>RAL</b>	Date: <b>4/25/2019</b>	Receipt #: <b>P33164</b>	Amount: <b>\$ 165.00</b>	Expiration Date: <b>4/23/2020</b>
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### SANITATION INFORMATION

SE#	STP#	Existing System	System:    Approved ___ Denied ___
Remarks			
By:	Date:	CSC Date:	

5-88693



# 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: Michael Wighton  
First Last

Mailing Address: 700 Thomas Rd

Sutherlin Or 97479 Daytime Phone: 805-441-1188  
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:
255	4W	9	NWSE	201		<input checked="" type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	
						<input type="checkbox"/> Diverted	<input type="checkbox"/> Conveyed	<input type="checkbox"/> Used	
						<input type="checkbox"/> Diverted	<input type="checkbox"/> Conveyed	<input type="checkbox"/> Used	
						<input type="checkbox"/> Diverted	<input type="checkbox"/> Conveyed	<input type="checkbox"/> Used	

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

Douglas 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) Calapooya Cr.

Estimated quantity of water needed: .005  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 Human Consumption

Briefly describe:

Water will be used for human consumption only

**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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5-88693

# 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.



# 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): 3.5.075(15)
- 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.

R17320, R143359 ZONED FF                      WS19-0310	DOUGLAS COUNTY PLANNING DEPARTMENT ROOM 106, JUSTICE BUILDING DOUGLAS COUNTY COURTHOUSE ROSEBURG, OR 97470
--	---

Name: Robin Lambert Title: Duty Planner  
 Signature: [Handwritten Signature] Phone: 541-440-4289 Date: 4/25/19  
 Government Entity: Douglas County planning Dept.

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

Douglas County Official Records  
Patricia K. Hitt, County Clerk

2016-018237

11/23/2016 01:11:24 PM

DEED-WD Cnt=1 Str=0 HAJHNST  
\$15.00 \$11.00 \$10.00 \$20.00

\$56.00

AmeriTitle 136611AM

## DOUGLAS COUNTY CLERK



# CERTIFICATE PAGE

**DO NOT REMOVE THIS PAGE FROM ORIGINAL  
DOCUMENT**

**THIS PAGE MUST BE INCLUDED IF DOCUMENT IS RE-RECORDED**

Document Name: Statutory Warranty Deed  
Parties: Grantor: David Timothy Alsen and Karen Lee Alsen  
Grantee: The Michael G. Wighton Trust

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THIS SPACE RESERVED FOR RECORDER'S USE

After recording return to:  
Michael G. Wighton Trust  
1020 Sunday Drive  
Nipomo, CA 93444

Until a change is requested all tax statements shall be sent to the following address:  
Michael G. Wighton Trust  
1020 Sunday Drive  
Nipomo, CA 93444  
File No. 136611AM

**STATUTORY WARRANTY DEED**

David Timothy Alsen and Karen Lee Alsen, as Tenants by the Entirety ,  
Grantor(s), hereby convey and warrant to

Michael G. Wighton, Trustee of the Michael G. Wighton Trust Under Agreement Dated April 21, 2014,

Grantee(s), the following described real property in the County of Douglas and State of Oregon free of encumbrances except as specifically set forth herein:

Beginning at the Northwest interior corner of Donation Land Claim No. 49 in Township 25 South, Range 4 West, Willamette Meridian, in Douglas County, Oregon; thence North 0° 31' 53" West 1039.07 feet to the North-Northwest corner of said Donation Land Claim No. 49; thence South 89° 26' East 1050.05 feet (record 1057.26 feet), to the Northeast corner of that tract described in Volume 275, Page 93, Deed Records for said county and State; thence South 2° 54' West, along the East line of said tract, 620.92 feet (record 616.31 feet), to a 1 inch diameter iron pipe; thence South 50° 38' 53" West 408.60 feet (record South 50° 37' West 408.8 feet), to a 1 1/2 inch diameter iron pipe; thence South 6° 21' 32" West 439.86 feet (record South 6° 21' West 439.9 feet), to a 3/4 inch diameter iron pipe; thence South 46° 10' East 122.12 feet to a point in the center of Calapooia Creek; thence along said creek center the following courses and distances: South 53° 32' West 225.55 feet; South 48° 33' West 265.18 feet; North 83° 27' West 283.01 feet; North 73° 12' West 68.12 feet to a point which bears South 0° 31' 53" East from the point of beginning; thence leaving said creek center North 0° 31' 53" West 629.95 feet to the point of beginning.

"FOR INFORMATIONAL PURPOSES ONLY, THE FOLLOWING IS INCLUDED"

25-04W-09-00201                      R143359                      R17320

TOGETHER WITH easements more particularly described in Book 275, Page 93, Instrument No. 246542 and in Book 1713, Page 143, Instrument No. 2000-19748, Deed Rcds, Douglas County, Oregon.

The true and actual consideration for this conveyance is \$645,000.00.  
The above-described property is free of encumbrances except all those items of record, if any, as of the date of this deed and those shown below, if any:

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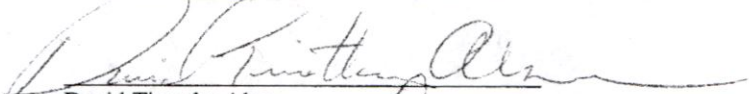
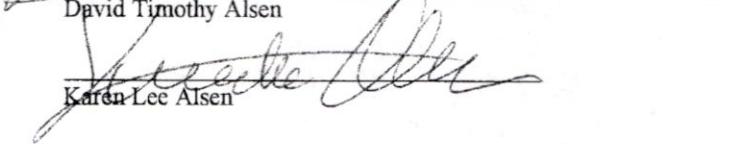
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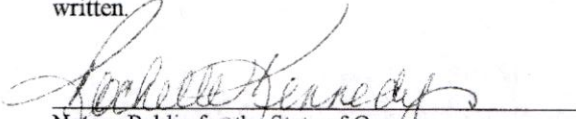
BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON TRANSFERRING FEE TITLE SHOULD INQUIRE ABOUT THE PERSON'S RIGHTS, IF ANY, UNDER ORS 195.300, 195.301 AND 195.305 TO 195.336 AND SECTIONS 5 TO 11, CHAPTER 424, OREGON LAWS 2007, SECTIONS 2 TO 9 AND 17, CHAPTER 855, OREGON LAWS 2009, AND SECTIONS 2 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 22 day of November, 2016

  
David Timothy Alsen  
  
Karen Lee Alsen

State of Oregon } ss  
County of Douglas }

On this 22 day of November, 2016, before me, Rochelle Kennedy a Notary Public in and for said state, personally appeared David Timothy Alsen and Karen Lee Alsen, known of identified to me to be the person(s) whose name(s) is/are subscribed to the within Instrument and acknowledged to me that he/she/they executed same.  
IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

  
Notary Public for the State of Oregon  
Residing at: Kasaburg, Oregon  
Commission Expires: 10/23/17



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File #: \_\_\_\_\_

## Oregon Water Resources Department

### Application Supplement for Human Consumption & Livestock Uses

For water use permit applications within or above scenic waterways, or from streams for which water is not available due to required instream flows, the Department may issue limited permits for human consumption and livestock uses. Human consumption is limited to indoor use for drinking, cooking, and sanitation and is limited to 500 gallons per day. It does not include outdoor uses such as lawn watering, garden watering or other similar uses.

In order to issue a permit to you for human consumption or livestock use, the Department must find that you cannot reasonably obtain water from any other source. For human consumption, an additional finding must be made that denial of the water right would result in loss of reasonable expectations for use of your property. For livestock use, additional findings must be made that issuance of a permit is necessary to prevent the livestock from watering in or along the stream bed and that you have excluded livestock from the stream and the adjacent riparian zone.

Please answer the following questions, and sign and return this form to Oregon Water Resources Department, 725 Summer St NE Ste A, Salem OR 97301-1266.

1. Can you reasonably obtain water from any other source?  Yes  No

If not, please describe why each of the following options are not reasonable:

- a. Groundwater, such as a well on yours or a neighbor's property. (If expense is the reason groundwater is not reasonable, please provide two estimates of the cost.)

wells dug - not potable - arsenic

- b. Securing stored water from upstream reservoirs.

none available

- c. Trucking water. (If expense is the reason this option is not reasonable, please provide a copy of an estimate of the cost of trucking water.)

attached

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d. Community or municipal water suppliers.

none available

e. Tying in to a neighboring property's spring.

none available

f. Transferring existing water rights to your proposed use(s).

none available

Please identify any other alternate water sources you have considered, and why they are not feasible:

2. If you are seeking a permit for **human consumption use**, would denial of your application result in loss of reasonable expectations for use of your property?

Yes  No  NotApplicable

If so, please describe how:

couldn't inhabit home or property

3. If you are seeking a permit for **livestock use**, is the proposed use necessary to prevent the livestock from watering in or along the stream bed?

Yes  No  Not Applicable

4. If you are seeking a permit for **livestock use**, have you excluded livestock from the stream and the adjacent riparian zone?

Yes  No  Not Applicable

Applicant Signature: Michael Wright

Date: 4/25/19

Applicant Signature: \_\_\_\_\_

Date: \_\_\_\_\_

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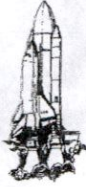
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Original Well #1



**UMPQUA Research Company**

626 NE Division St. - P.O. Box 609  
Myrtle Creek, Oregon 97457  
541) 863-5201 Fax: (541) 863-6199  
E-mail: Lab@URCmail.net  
Internet: http://ChemLab.cc  
ORELAP ID# OR100031

**ANALYSIS REPORT**

**URC # 6102609**

Tinker's Pump Service, Inc. 33 Kester Rd. Roseburg, OR 97470	Project: General Testing  Client Contact: Carol Childers	Date Reported: 11/04/16 Date Sampled: 10/25/16 15:00 Date Received: 10/26/16 11:45 Sampled By: Dave
--	--	--

Sample Location: 700 Thomas

URC Sample #: 6102609-01

Matrix: Drinking Water

**Inorganics**

Analyte	Method	Code	Result	Units	MRL	MCL	Prepared	Analyzed	Analyst	Qualifier
Nitrate as N (†)	EPA 300.0	1040	ND	mg/L	0.40	10	10/26/16 12:35	10/26/16	JTM	TDL

**Metals**

Analyte	Method	Code	Result	Units	MRL	MCL	Prepared	Analyzed	Analyst	Qualifier
Arsenic (†)	EPA 200.8	1005	1.01	mg/L	0.0010	0.01	10/28/16	10/28/16	DJP	CON-1

**Coliforms by 9223B - Colilert - 18**

Analyte	Result	Sampled	Received	Prepared	Analyzed	Analyst	Notes
Total Coliforms (†)	Present	10/25/16 15:00	10/26/16 11:45	10/26/16 16:30	10/27/16 12:00	JTM	
E. coli (†)	Present	10/25/16 15:00	10/26/16 11:45	10/26/16 16:30	10/27/16 12:00	JTM	

Sample Point: Well Head

Chlorinated?:No

UMPQUA Research Company/MC

The results in this report apply to the samples analyzed in accordance with the chain of custody document.

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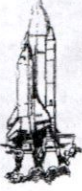
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# UMPQUA Research Company

626 NE Division St. - P.O. Box 609  
Myrtle Creek, Oregon 97457  
541) 863-5201 Fax: (541) 863-6199  
E-mail: Lab@URCmail.net  
Internet: http://ChemLab.cc  
ORELAP ID# OR100031

## ANALYSIS REPORT

URC # 6102609

### Qualifiers and Definitions

- CON-1 Results confirmed by duplicate analysis.
- DET Analyte DETECTED
- ND Analyte NOT DETECTED at or above the MRL (minimum reporting limit)
- NA Not Applicable
- NR Not Reported
- dry Sample results reported on a dry weight basis
- RPD Relative Percent Difference
- MRL Minimum Reporting Limit
- MDL Minimum Detection Limit
- MCL Maximum Contamination Level
- (‡) ORELAP Accredited Analyte
- (~) Due to rounding of individual analytes, the "total" may vary slightly from the sum of the individual analyte values.

MCL = 0.01 PPM or 10 ppb  
 Result = 1.01 PPM or 1010 ppb  
 Silica  
 phosphates  
 PH  
 Type of

UMPQUA Research Company/MC

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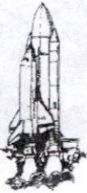
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626 NE Division St. - P.O. Box 609  
 Myrtle Creek, Oregon 97457  
 (541) 863-5201 Fax: (541) 863-6199  
 E-mail: Lab@URCmail.net  
 Internet: http://ChemLab.cc  
 ORELAP ID# OR100031

## ANALYSIS REPORT

URC # 8060802

Wighton, Michael 1020 Sunday Dr Nipomo, CA 93444	Project: No Project Project #: No Project Client Contact: Wighton, Michael <b>Well # 3</b>	Date Reported: 06/19/18 Date Sampled: 06/08/18 10:00 Date Received: 06/08/18 10:40 Sampled By: Mike Wighton
--	---	--

Sample Location: 700 Thomas Rd., Sutherlin

URC Sample #: 8060802-01

Matrix: Drinking Water

### Inorganics

Analyte	Method	Code	Result	Units	MRL	MCL	Prepared	Analyzed	Analyst	Qualifier
Chloride (♻)	EPA 300.0		44.6	mg/L	0.5	250	06/08/18	06/08/18	JJL	
Hardness (♻)	SM 2340C		180	mg/L	5.0	250	06/11/18	06/12/18	AVW	
Nitrate as N (♻)	EPA 300.0	1040	ND	mg/L	0.10	10	06/08/18 11:49	06/08/18	JJL	

### Metals

Analyte	Method	Code	Result	Units	MRL	MCL	Prepared	Analyzed	Analyst	Qualifier
Arsenic (♻)	EPA 200.8	1005	<b>0.573</b>	mg/L	0.0010	0.01	06/12/18	06/14/18	JJL	CON-1
Iron	EPA 200.8		0.287	mg/L	0.020	0.3	06/12/18	06/14/18	JJL	
Lead (♻)	EPA 200.8	1030	ND	mg/L	0.002	0.015	06/12/18	06/14/18	JJL	

### Coliforms by 9223B - Colilert - 18

Analyte	Result	Sampled	Received	Prepared	Analyzed	Analyst	Notes
Total Coliforms (♻)	Present	06/08/18 10:00	06/08/18 10:40	06/08/18 16:25	06/09/18 13:30	JTM	
E. coli (♻)	Absent	06/08/18 10:00	06/08/18 10:40	06/08/18 16:25	06/09/18 13:30	JTM	

Sample Point: Well

Chlorinated?:No

UMPQUA Research Company/MC

The results in this report apply to the samples analyzed in accordance with the chain of custody document.

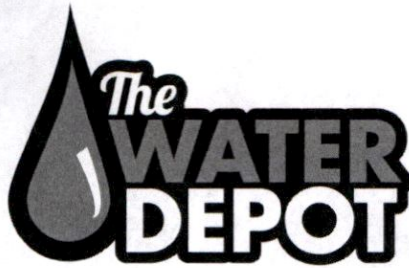
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Tom Williams, Laboratory Manager

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# Invoice

**Customer** Mike Whitten  
700 Thomas Rd  
Sutherlin, OR 97479

**From** The Water Depot  
261 Valley Rd  
Roseburg, OR 97471  
541-459-6766  
kregg@dcwaterdepot.com

**Invoice Number** 5315  
**Sent Date** March 21, 2019  
**Job Date** March 21, 2019  
**Due Date** Upon receipt

**\$80.00**  
Upon receipt

**Description** 2:00,call, 3/21/19,A,1,11,80,1

Item	Quantity	Price	Total
\$80 Delivery	1	\$80.00	\$80.00
<b>Subtotal</b>			\$80.00
<b>Amount Due</b>			\$80.00

PAID  
Paid by check #1940

### Notes

Please make payment payable to: "The Water Depot"  
Like our service? You can "like" us on Facebook or give us a review on Google, Yelp, or Bing.  
To schedule your next delivery call us at 541-459-6766.

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