

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.oregon.gov/OWRD

SECTION 1: APPLICANT INFORMATION AND SIGNATURE

Applicant

NAME JON D. REMY JR.			PHONE (HM)		
PHONE (WK) 971-315-3517		CELL		FAX	
ADDRESS P.O. Box 348					
CITY TURNER		STATE OR	ZIP 97392	E-MAIL*	

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 JOHN A. SHORT / WATER RIGHT SERVICES, LLC			PHONE 541-389-2837		FAX
ADDRESS P.O. BOX 1830					CELL
CITY BEND		STATE OR	ZIP 97709	E-MAIL* JOHNSHORT@USA.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 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 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.

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



Jon D Remy Jr
Applicant Signature

Jon D. Remy Jr.
Print Name and Title if applicable

8-28-2019
Date

Applicant Signature

Print Name and Title if applicable

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.
- 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.

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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).*

Lease Property:

**Courtney K. & Lily Harris
6122 Little Road SE, Turner, OR 97392
APN: 0920W04A-00400**

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: 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	MILL CREEK		
WELL #2	"		
WELL #3	"		

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).*

SECTION 3: WELL DEVELOPMENT, continued

Total maximum rate requested: **2.39 cfs** (each well will be evaluated at the maximum rate unless you indicate well-specific rates and annual volumes in the table below).

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

OWNER'S WELL NAME OR NO.	PROPOSED	EXISTING	WELL ID (WELL TAG) NO.* OR WELL LOG ID**	FLOWING ARTESIAN	CASING DIAMETER	CASING INTERVALS (IN FEET)	PERFORATED OR SCREENED INTERVALS (IN FEET)	SEAL INTERVALS (IN FEET)	MOST RECENT STATIC WATER LEVEL & DATE (IN FEET)	PROPOSED USE			
										SOURCE AQUIFER***	TOTAL WELL DEPTH	WELL-SPECIFIC RATE (GPM)	ANNUAL VOLUME (ACRE-FEET)
WELL #1	<input type="checkbox"/>	<input checked="" type="checkbox"/>	MARI 13914	<input type="checkbox"/>	12"	1-146'	66-86', 115-134'	0-20'	66'	Brown & yellow clay	146'	1,073	480
WELL #2	<input type="checkbox"/>	<input checked="" type="checkbox"/>	L-16249	<input type="checkbox"/>	10"	+2-78'	N/A	6-20.5'	4'	Brown gravel w/ brown sand	95'	1,073	480
WELL #3	<input type="checkbox"/>	<input checked="" type="checkbox"/>	L-21574	<input type="checkbox"/>	6"	+1.5-98.5'	N/A	7-21'	3'	Brown gravel & sand	100'	1,073	480

* Licensed drillers are required to attach a Department-supplied Well Tag, with a unique Well ID or Well Tag Number to all new or newly altered wells. Landowners can request a Well ID for existing wells that do not have one. The Well ID is intended to serve as a unique identification number for each well.

** A well log ID (e.g. MARI 1234) is assigned by the Department to each log in the agency's well log database. A separate well log is required for each subsequent alteration of the well.

*** Source aquifer examples: Troutdale Formation, gravel and sand, alluvium, basalt, bedrock, etc.

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SECTION 4: 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 if your proposed groundwater use is determined to have the potential for substantial interference with nearby surface waters.

To answer the following questions, use the map provided in [Attachment 3](#) or the link below to determine whether the proposed point of appropriation (POA) 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 TRSQQ or the Lat/Long of a POA 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/

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

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

Is the well or proposed well 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, and if the Department determines that proposed groundwater use has the potential for substantial interference with nearby surface waters:

- I understand that the permit, if issued, will not allow use during the time period April 15 to September 30, except as provided in OAR 690-033-0140.
- I understand that the 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 well or proposed well located in an area where the Lower Columbia rules apply?

Yes No

If yes, and the proposed groundwater use is determined to have the potential for substantial interference with nearby surface waters you are notified 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

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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, you will be required to provide the following information, if applicable.

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:

Water user will use efficient programmed drip irrigation technology, minimizing evapotranspiration losses

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Statewide - OAR 690-033-0330 thru -0340

Is the well or proposed well located in an area where the Statewide rules apply?

Yes No

If yes, and the proposed groundwater use is determined to have the potential for substantial interference with nearby surface waters you are notified that 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.

SECTION 5: WATER USE

USE	PERIOD OF USE	ANNUAL VOLUME (ACRE-FEET)
NU	Year Around	480

For irrigation use only:

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

Primary: N/A Acres Supplemental: N/A Acres

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

N/A

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

- If the use is **municipal or quasi-municipal**, attach **Form M**

- If the use is **domestic**, indicate the number of households: N/A (**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*): N/A

SECTION 6: WATER MANAGEMENT

A. Diversion and Conveyance

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

- Pump (give horsepower and type): TBD
 Other means (describe): _____

Provide a description of the proposed means of diversion, construction, and operation of the diversion works and conveyance of water. Water to be piped from wells for nursery to nursery system.

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*)

Drip

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*).

Programmed watering using controlled drip system

SECTION 7: PROJECT SCHEDULE

- a) Date construction will begin: 2019
 b) Date construction will be completed: 2024
 c) Date beneficial water use will begin: 2025

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SECTION 8: RESOURCE PROTECTION

In granting permission to use water the state encourages, and in some instances requires, careful control of activities that may affect adjacent 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.

Water quality will be protected by preventing erosion and run-off of waste or chemical products.
Describe: _____

Excavation or clearing of banks will be kept to a minimum to protect riparian or streamside areas.
Note: If disturbed area is greater than one acre, applicant should contact the Oregon Department of Environmental Quality to determine if a 1200C permit is required.
Describe planned actions and additional permits required for project implementation: _____

Other state and federal permits or contracts required and to be obtained, if a water right permit is granted:

List: _____

SECTION 9: WITHIN A DISTRICT

Check here if the point of appropriation (POA) or place of use (POU) are located within or served by an irrigation or other water district.

Irrigation District Name	Santiam Water N/A Control Dist.	Address	284 E. Water St.
City	Stayton	State	Oregon
		Zip	97383

SECTION 10: REMARKS

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

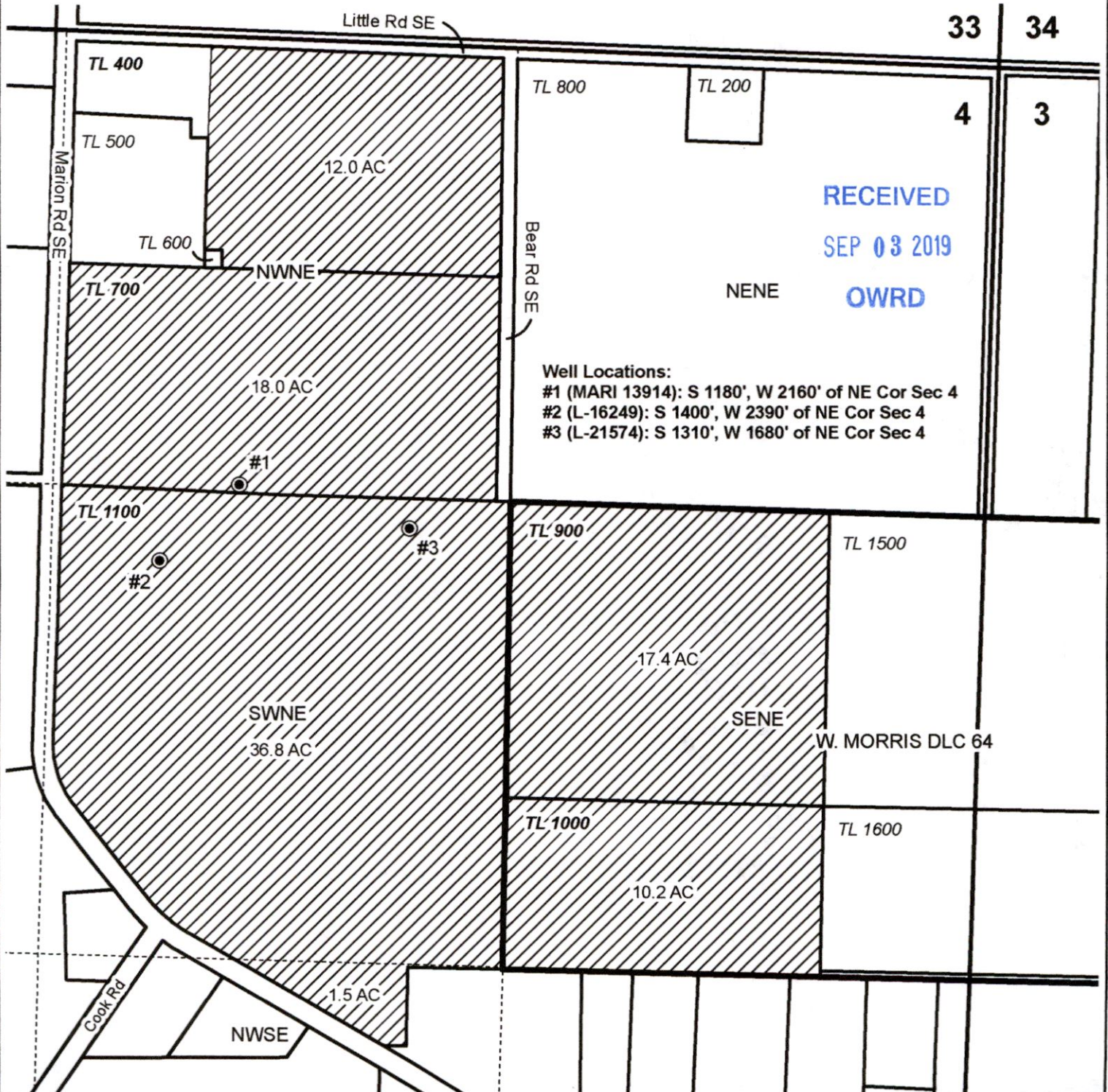
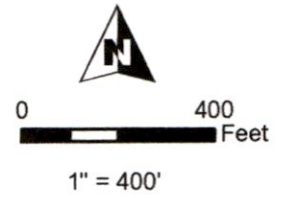
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For Department Use: App. Number: G-18858

T9S R2W, WM
MARION COUNTY, OR



- Well
- ▨ POU NU
- ▭ DLC
- ▭ Section
- - - Quarter Quarter
- ▭ Taxlot



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Well Locations:
 #1 (MARI 13914): S 1180', W 2160' of NE Cor Sec 4
 #2 (L-16249): S 1400', W 2390' of NE Cor Sec 4
 #3 (L-21574): S 1310', W 1680' of NE Cor Sec 4

GROUNDWATER APPLICATION MAP
Jon Remy Jr.

This map is not intended to provide legal dimensions or locations of property ownership lines.

WATER RIGHT SERVICES, LLC
 PO BOX 1830, BEND, OR 97709
 WWW.OREGONWATER.US CCB # 197121
 johnshort@usa.com 541-389-2837

Date: 8/14/2019

Q-18858

Minimum Requirements Checklist

Minimum Requirements (OAR 690-310-0040, OAR 690-310-0050 & ORS 537.140)

Include this checklist with the application

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

Please submit the original application and signatures to the Water Resources Department. Applicants are encouraged to keep a copy of the completed application.

- SECTION 1: Applicant Information and Signature
- SECTION 2: Property Ownership
- SECTION 3: Well Development
- SECTION 4: Sensitive, Threatened or Endangered Fish Species Public Interest Information
- SECTION 5: Water Use
- SECTION 6: Water Management
- SECTION 7: Project Schedule
- SECTION 8: Resource Protection
- SECTION 9: Within a District
- SECTION 10: Remarks

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Include the following additional items:

- Land Use Information Form with approval and signature of local planning department (*must be an original*) or signed receipt.
- Provide the legal description of: (1) the property from which the water is to be diverted, (2) any property crossed by the proposed ditch, canal or other work, and (3) any property on which the water is to be used as depicted on the map.
- Fees - Amount enclosed: \$ 3,610
See the Department's Fee Schedule at www.oregon.gov/owrd or call (503) 986-0900.
- Map that includes the following items:
 - 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 diversion, by reference to a recognized public land survey corner (distances north/south and east/west)
 - Indicate the area of use by Quarter/Quarter and tax lot identified clearly.
 - 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)

Note: In addition to a groundwater application, a standard reservoir application is required to store groundwater in a reservoir. If an applicant proposes to divert water from a reservoir, a surface water application is also required.

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. The Department also determines whether the proposed use is prohibited by statute. If the Department determines that the application is incomplete, all fees have not been paid, or the use is prohibited by statute, the application and all fees submitted are returned to the applicant.

2. Initial Review

The Department reviews the application to determine whether water is available during the period requested, whether the proposed use is restricted or limited by rule or statute, and whether other issues may preclude approval of or restrict the proposed use. An Initial Review (IR) containing preliminary determinations is mailed to the applicant. The applicant has 14 days from the mailing date to withdraw the application from further processing and receive a refund of all fees paid minus \$260. The applicant may put the application on hold for up to 180 days and may request additional time if necessary.

3. Public Notice

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

4. Proposed Final Order Issued

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

5. Public Notice

Within 7 days of issuing the PFO, the Department gives public notice in the weekly notice. Notice includes information about the application and the PFO. Protest must be received by the Department within 45 days after publication of the PFO in the weekly notice. Anyone may file a protest. The protest filing fee is \$410.00 for the applicant and \$810.00 for non-applicants. Protests are filed on approximately 10 percent of Proposed Final Orders. If a protest is filed the Department will attempt to settle the protest but will schedule a contested case hearing if necessary.

6. Final Order Issued

If no protests are filed, the Department can issue a Final Order within 60 days of the close of the period for receiving protest. If the application is approved, a permit is issued. The permit specifies the details of the authorized use and any terms, limitations or conditions that the Department deems appropriate

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Land Use Information Form



Oregon Water Resources Department
 725 Summer Street NE, Suite A
 Salem, Oregon 97301-1266
 503-986-0900
 www.oregon.gov/OWRD

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Applicant

NAME JON D. REMY JR.			PHONE (HM)		
PHONE (WK)		CELL		FAX	
ADDRESS P.O. BOX 348					
CITY TURNER		STATE OR	ZIP 97392	E-MAIL*	

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:
09 S	02 W	4	NW NE	400, 700,	EFU	<input checked="" type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	NU
"	"	"	SW NE, NW SE	1100	EFU	<input checked="" type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	NU
"	"	"	SE NE	900, 1000	EFU	<input checked="" type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	NU
						<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:

Marion 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 Groundwater Registration Modification
 Limited Water Use License
 Allocation of Conserved Water
 Exchange of Water

Source of water: Reservoir/Pond Groundwater Surface Water (name) _____

Estimated quantity of water needed: 2.39 cfs 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 Nursery (NU)

Briefly describe:

Groundwater Application for water to be piped from wells for Nursery Use.

Note to applicant: If the Land Use Information Form cannot be completed while you wait, please have a local government representative sign the receipt at the bottom of the next page and include it with the application filed with the Water Resources Department.

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Attachment 3: Map of Division 33 Areas

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): MCC 17.136

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 <u>LISA MILLIMAN</u>	TITLE: <u>ASSOCIATE PLANNER</u>
SIGNATURE <u>Lisa Milliman</u>	PHONE: <u>503 588 5038</u> DATE: <u>8/16/19</u>
GOVERNMENT ENTITY <u>MARION COUNTY</u>	

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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After recording return to:
JON D. REMY, JR.
P.O. BOX 348
TURNER, OR 97392

TITLE ORDER NO: 18-60204
KEY ESCROW NO: 23-19432

Until a change is requested tax statements shall be sent to the following address:
SAME AS ABOVE

WARRANTY DEED -- STATUTORY FORM
(INDIVIDUAL or CORPORATION)

JOHN A. WRIGHT and MARIE C. WRIGHT, husband and wife Grantor,

conveys and warrants to:

JON D. REMY, JR. and VICKY W. REMY, husband and wife, Grantee,

the following described real property free of encumbrances except as specifically set forth herein:

SEE EXHIBIT A WHICH IS MADE A PART HEREOF BY THIS REFERENCE

Tax Account No: 61438-000 Map No:
61434-000; 61436-000; 75740-190

THIS INSTRUMENT WILL NOT ALLOW USE OF THE PROPERTY DESCRIBED IN THIS INSTRUMENT IN VIOLATION OF APPLICABLE LAND USE LAWS AND REGULATIONS. BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON ACQUIRING FEE TITLE TO THE PROPERTY SHOULD CHECK WITH THE APPROPRIATE CITY OR COUNTY PLANNING DEPARTMENT TO VERIFY APPROVED USES AND TO DETERMINE ANY LIMITS ON LAWSUITS AGAINST FARMING OR FOREST PRACTICES AS DEFINED IN ORS 30.930.

18-60204

The true consideration for this conveyance is \$400,000.00. However, if the actual consideration consists of or includes other property or other value given or promised, such other property or value was part of the/the whole of the (indicate which) consideration.

If grantor is a corporation, this has been signed by authority of the Board of Directors.

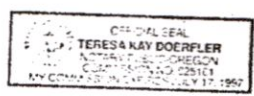
Dated this 6th day of June, 1997.

GRANTOR(S):
John A. Wright
JOHN A. WRIGHT
Marie C. Wright
MARIE C. WRIGHT

STATE OF OREGON, County of Marion) ss.

This instrument was acknowledged before me on June 6, 1997, by JOHN A. WRIGHT and MARIE C. WRIGHT

Teresa Kay Doerfler
Notary Public for Oregon My commission expires: 7/17/97



Jun 09, 1997

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EXHIBIT "A"

PARCEL 1:
Beginning at a point on the North boundary line of the Donation Land Claim of Wm. Morris and wife in Township Nine (9) South, Range 2 West of the Willamette Meridian, said beginning point being 59.66 chains West of the Northeast corner of said Claim; thence West 13.64 chains to the Northwest corner of said Claim; thence South 12.67 chains; thence East 13.64 chains; thence North 12.67 chains to the place of beginning, all in Marion County, State of Oregon. 61438-000

PARCEL 2:
Beginning at the Southwest corner of the West projection of the Donation Land Claim of William Morris and wife in Township 9 South, Range 2 West of the Willamette Meridian in Marion County, State of Oregon, and running thence North along the Claim line 7.33 chains; thence East 13.64 chains; thence South 7.33 chains to the Claim line; thence West 13.64 chains to the place of beginning, all in Marion County, Oregon. 61434-000

PARCEL 3:
Tracts Numbered Fifteen (15) and Sixteen (16), in Plat "D" of the Willamette Valley Irrigated Land Co. as recorded with the County Recorder of Marion County, Salem, Oregon. 75740-190

PARCEL 4:
Beginning at the Northwest corner of the South half of the Northeast quarter of Section Four (4), in Township Nine (9) South of Range Two (2) West of the Willamette Meridian and running thence South along the West line of said quarter Section Twelve (12) chains and 51 links; thence South 40° 15' East, Eight (8) chains and 29 links; thence South 61° 30' East Ten (10) chains and 5 links; thence East One (1) chain and 91 links; thence North Three (3) chains and 50 links; thence East Three (3) chains and 97 links to the Southeast corner of the Southwest quarter of the Northeast quarter of Section Four (4); thence North Twenty (20) chains to the Northeast corner of the Southwest quarter of the Northeast quarter of said Section Four (4); thence West to the place of beginning, situated in Marion County, Oregon. 61436-000

SUBJECT TO:

1. Regulations, including levies, liens, assessments, rights of way, and easements of Santiam Water Control District.
2. The rights of the public in and to that portion of the premises herein described lying within the limits of roads, streets and highways.
3. The assessment and tax rolls disclose that the premises herein described have been specifically assessed as Farm Use Land. If the land becomes disqualified for the special assessment under the statute, an additional tax may be levied for previous years in which the farm use assessment was in effect for the land and in addition thereto a penalty may be levied if notice of disqualification is not timely given.
4. Right of the public and of governmental bodies in and to that portion of the premises herein described lying below the high water mark of Ferrin Lateral.
5. Reservation of an easement in canals and ditches for irrigation purposes, including the terms and provisions thereof, recorded October 29, 1942 in Book 276, Page 590, Deed Records, Marion County, Oregon.

Jun 09, 1997

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A-18858

.EEL:1399

PAGE: 79

June 09, 1997 , 11:40A

CONTROL #: 1399079

State of Oregon
County of Marion

I hereby certify that the attached
instrument was received and duly
recorded by me in Marion County
records:

FEE: \$40.00

ALAN H DAVIDSON
COUNTY CLERK

Jun 09, 1997

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SEP 03 2019

OWRD

9-18858

719443/124405



After recording return to:
James Montgomery
6122 Little Rd SE
Turner, OR 97392

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

James Montgomery
6122 Little Rd SE
Turner, OR 97392

Escrow No. 01-124405
Title No. 0719443
SWD

STATUTORY WARRANTY DEED

Kathryn K. Keener who also acquired title as Kathryn Kay Keener, Grantor(s) hereby convey and warrant to James Montgomery and Janet Montgomery, as tenants by the entirety, Grantee(s) the following described real property in the County of MARION and State of Oregon free of encumbrances except as specifically set forth herein:

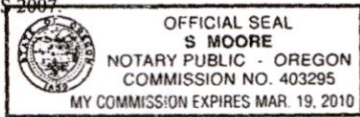
SEE EXHIBIT A WHICH IS MADE A PART HEREOF BY THIS REFERENCE

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:

The true and actual consideration for this conveyance is \$500,000.00.

BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON TRANSFERRING FEE TITLE SHOULD INQUIRE ABOUT THE PERSON'S RIGHTS, IF ANY, UNDER ORS 195.300, 195.301 AND 195.305 TO 195.336 AND SECTIONS 5 TO 11, CHAPTER 424, OREGON LAWS 2007. 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.

Dated this 14 day of Jan, 08.



Kathryn K. Keener
Kathryn K. Keener

State of Oregon
County of MARION

This instrument was acknowledged before me on Jan 14, 2008 by Kathryn K. Keener.

S. Moore
(Notary Public for Oregon)

My commission expires 3-19-2010

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OWRD

9-18858

Exhibit "A"

Parcel 1:

Lots 1 and 2, Plat "D" Willamette Valley Irrigated Land Co. in Marion County, Oregon.

SAVE AND EXCEPT: Beginning at the Southwest corner of Lot 1 of Plat "D" Willamette Valley Irrigated Land Co., said Lot 1 being in Section 4, Township 9 South, Range 2 West of the Willamette Meridian, in Marion County, Oregon; thence North 422.5 feet on the West boundary of said Lot 1; thence North 89°50' East a distance of 380.0 feet; thence South 422.5 feet to the South boundary of said Lot 1; thence 380.0 feet South 89°50' West on the South boundary of said Lot 1 to the place of beginning.

ALSO SAVE AND EXCEPT: Beginning at a point which is North 89°50' East a distance of 380.00 feet from the Southwest corner of Lot 1 of Plat "D" Willamette Valley Irrigated Land Co. said Lot 1 being in Section 4, Township 9 South, Range 2 West of the Willamette Meridian in Marion County, Oregon; thence North 89°50' East along the South boundary line of said Lot 1, a distance of 50.00 feet; thence North a distance of 50.00 feet; thence South 89°50' West a distance of 50.00 feet to the East boundary line of a tract of land conveyed to John I. Collier, et ux by instrument recorded April 14, 1961 in Book 543, Page 770, Deed Records for Marion County, Oregon; thence South along the East line of said Collier tract, a distance of 50.00 feet to the point of beginning.

Parcel 2:

Beginning at a point which is North a distance of 422.50 feet and North 89°50' East a distance of 330.00 feet from the Southwest corner of Lot 1 of Plat "D" Willamette Valley Irrigated Land Co. said Lot 1 being in Section 4, Township 9 South, Range 2 West of the Willamette Meridian in Marion County, Oregon; thence North 89°50' East a distance of 50.00 feet; thence South a distance of 50.00 feet; thence South 89°50' West a distance of 50.00 feet; thence North a distance of 50.00 feet to the place of beginning.

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SEP 03 2019

OWRD

REEL:2910

PAGE: 213

January 17, 2008, 03:34 pm.

CONTROL #: 214570

State of Oregon
County of Marion

I hereby certify that the attached instrument was received and duly recorded by me in Marion County records:

FEE: \$ 31.00

BILL BURGESS
COUNTY CLERK

THIS IS NOT AN INVOICE.

RECEIVED

SEP 03 2019

OWRD

G-18858

NOTICE TO WATER WELL CONTRACTOR

The original and first copy of this report are to be filed with the

WATER WELL REPORT STATE OF OREGON (Please type or print) Do not write above this line

State Well No. 95/2w-4ac State Permit No.

MAR 31 1979

WATER RESOURCES DEPARTMENT SALEM, OREGON 97310 within 30 days from the date of well completion.

MAR 20 1979

WATER RESOURCES DEPT. SALEM, OREGON

(1) OWNER:

Name Earl Bear Turner Address 9256 Marion RD SE

(2) TYPE OF WORK (check):

New Well [x] Deepening [] Reconditioning [] Abandon []

If abandonment, describe material and procedure in Item 12.

(3) TYPE OF WELL:

Rotary [] Driven [] Cable [x] Jetted [] Dug [] Bored []

(4) PROPOSED USE (check):

Domestic [] Industrial [] Municipal [] Irrigation [x] Test Well [] Other []

CASING INSTALLED:

2" Diam. from 1 ft. to 146 ft. Gage 250

PERFORATIONS:

Type of perforator used MILLS Perforated? [x] Yes [] No Size of perforations 3/8 in. by 3 in. 432 perforations from 66 ft. to 86 ft. 360 perforations from 115 ft. to 134 ft.

(7) SCREENS:

Manufacturer's Name Model No. Type Diam. Slot size Set from

(8) WELL TESTS:

Was a pump test made? [x] Yes [] No Yield: 500 gal./min. with 99 ft. drawdown after hrs. Bailer test gal./min. with ft. drawdown after hrs. Artesian flow g.p.m. Temperature of water Depth artesian flow encountered

(9) CONSTRUCTION:

Well seal-Material used cement grout Well sealed from land surface to 20 ft. Diameter of well bore to bottom of seal 16 in. Diameter of well bore below seal 12 in. Number of sacks of cement used in well seal 12 sacks How was cement grout placed? pumped

(10) LOCATION OF WELL:

County Marion Driller's well number SW 1/4 NE 1/4 Section 4 T. 9S R. 2W W.M. Bearing and distance from section or subdivision corner

(11) WATER LEVEL: Completed well.

Depth at which water was first found 66 ft. Static level 1 ft. below land surface. Date Feb 23, 79 Artesian pressure lbs. per square inch. Date

(12) WELL LOG:

Diameter of well below casing 0 Depth drilled 146 ft. Depth of completed well 146 ft.

Formation: Describe color, texture, grain size and structure of materials; and show thickness and nature of each stratum and aquifer penetrated, with at least one entry for each change of formation. Report each change in position of Static Water Level and indicate principal water-bearing strata.

Table with columns: MATERIAL, From, To, SWL. Rows include: Clay brown (0-4'), Cemented gravels med-brown (4'-43'), Gravel Large med-sand (43'-52'), Sand brown (52'-55'), Cemented gravels med (55'-63'), Tight gravels (63'-66'), Gravels fine-med sand (66'-78') (2'), Gravel med-large (78'-82') (2'), Tight gravels (82'-86'), Cemented gravels (86'-90'), Sand brown (90'-100'), Gravels large-med (100'-108'), Brown clay (108'-110'), Gravels med-Larger (110'-120'), Fine-med (120'-126'), Tight gravels (126'-129'), Gravels fine-med (129'-134') (3'), Gravels cobble-boulders (134'-146'), Brown + yellow clay.

Work started Jun 30 19 79 Completed Feb 22 19 79 Date well drilling machine moved off of well Feb 22 19 79

Drilling Machine Operator's Certification:

This well was constructed under my direct supervision. Materials used and information reported above are true to my best knowledge and belief.

[Signed] Earl Bear Turner (Drilling Machine Operator) Date Feb 23, 1979 Drilling Machine Operator's License No. 924

Water Well Contractor's Certification:

This well was drilled under my jurisdiction and this report is true to the best of my knowledge and belief.

Name 4510 DALLAS RD. N.W. (Person, Sole Proprietor, or Corporation) Address Address [Signed] Louie B. Bendt (Water Well Contractor)

Contractor's License No. 619 Date 2-23 1978

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9-18858

MARI
52488

OCT 27 1997

STATE OF OREGON
WATER SUPPLY WELL ~~REPORT~~ RESOURCES DEPT.
(as required by ORS 537.765) SALEM, OREGON

(START CARD) # 99066

Instructions for completing this report are on the last page of this form.

(1) OWNER: Well Number L16249
Name John Reamey
Address P.O. box 349
City Turner State Ore Zip 97392

(2) TYPE OF WORK
 New Well Deepening Alteration (repair/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 8 1/2 ft.
Explosives used Yes No Type _____ Amount _____

HOLE		SEAL					
Diameter	From To	Material	From To	Sacks or pounds			
10"	0 20.5'	cement	6 20.5'	7			
6"	20.5 95'	bedcrete	0 6'	11			

How was seal placed: Method A B C D E
 Other Temporary Casing Seal
Backfill placed from _____ ft. to _____ ft. Material _____
Gravel placed from _____ ft. to _____ ft. Size of gravel _____

(6) CASING/LINER:

Diameter	From	To	Gauge	Steel	Plastic	Welded	Threaded
Casing: 6"	+2	78	.250	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Liner:				<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Final location of shoe(s) 78'

(7) PERFORATIONS/SCREENS:

From	To	Slot size	Number	Diameter	Tele/pipe size	Casing	Liner
						<input type="checkbox"/>	<input type="checkbox"/>

(8) WELL TESTS: Minimum testing time is 1 hour
 Pump Bailer Air Flowing Artesian
Yield gal/min 100-115 gpm Drawdown 76 Drill stem at 80 Time 1 hr.

Temperature of water 53° Depth Artesian Flow Found _____
Was a water analysis done? Yes By whom _____
Did any strata contain water not suitable for intended use? Too little
 Salty Muddy Odor Colored Other _____
Depth of strata: _____

(9) LOCATION OF WELL by legal description:
County Marion Latitude _____ Longitude _____
Township 9 N or S Range 2 E or W WM.
Section 4 SW 1/4 NE 1/4
Tax Lot 61436 Lot _____ Block _____ Subdivision _____
Street Address of Well (or nearest address) 9256 Marion St Turner, Ore 97392

(10) STATIC WATER LEVEL:
4 ft. below land surface. Date 10-7-97
Artesian pressure _____ lb. per square inch. Date _____

(11) WATER BEARING ZONES:
Depth at which water was first found 6'

From	To	Estimated Flow Rate	SWL
66	15		—
78	85	100 - 115 gpm	4

(12) WELL LOG:
Ground Elevation _____

Material	From	To	SWL
Topsail	0	3	—
brown clay w/ gravel	3	5	—
Sandy brown loam w/ gravel	5	7	—
brown gravel w/ brown sand	7	95	4

Dickerson Well Drilling, Inc.
(503) 623-2664

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SEP 03 2019

Date started 10-4-97 Completed 10-7-97

(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.
WWC Number _____
Signed _____ 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.
WWC Number 1571
Signed William A. Blair Date 10-7-97

9-18858

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STATE OF OREGON WATER SUPPLY WELL REPORT

JAN 23 1998

(START CARD) # 99082

WATER RESOURCES DEPT. SALEM, OREGON

(1) OWNER:

Name John Remy Address P.O. box 398 City Turner State Oregon Zip 97322

(2) TYPE OF WORK

New Well Deepening Alteration (repair/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 100 ft. Explosives used Yes No Type Amount

Table with columns: Diameter, From, To, Material, From, To, Sacks or pounds. Includes entries for cement and bentonite.

How was seal placed: Method A B C D E

Backfill placed from ft. to ft. Material Gravel placed from ft. to ft. Size of gravel

(6) CASING/LINER:

Table with columns: Diameter, From, To, Gauge, Steel, Plastic, Welded, Threaded. Includes entries for casing and liner.

(7) PERFORATIONS/SCREENS:

Table with columns: From, To, Slot size, Number, Diameter, Material, Casing, Liner. Includes entries for perforations and screens.

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

Table with columns: Yield gal/min, Drawdown, Drill stem at, Time. Includes entry for 140-150 gpm, 87', 90', 1 hr.

Temperature of water 53° Depth Artesian Flow Found Was a water analysis done? NY Yes By whom Did any strata contain water not suitable for intended use? Too little Salty Muddy Odor Colored Other Depth of strata: possible from

(9) LOCATION OF WELL by legal description:

County Marion Latitude Longitude Township 9 N or S Range 2 E or W W.M. Section 4 SW 1/4 NE 1/4 Tax Lot 61436-900 Lot Block Subdivision Street Address of Well (or nearest address) 9256 Marion Rd across from Bear Lane to the East

(10) STATIC WATER LEVEL:

3 ft. below land surface. Date 1-9-98 Artesian pressure lb. per square inch. Date

(11) WATER BEARING ZONES:

Table with columns: From, To, Estimated Flow Rate, SWL. Includes entries for 78-100, 85-10, 17-20, 50-60.

(12) WELL LOG:

Table with columns: Material, From, To, SWL. Includes entries for Black Topsoil w/ gravel, Brown Sand + Large Gravel, Large Gravel + Brown Sand, Black + Brown Gravel w/ Brown Sand, Brown Sand w/ small gravel, Brown Gravel w/ Sand, Brown Sand w/ Gravel.

Date started 1-6-98 Completed 1-9-98

(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.

WWC Number RECEIVED Signed 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.

WWC Number 1571 Signed William A. Blair Date 1-9-98

9-18858

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Oregon

Kate Brown, Governor

Water Resources Department
725 Summer St NE, Suite A
Salem, OR 97301
(503) 986-0900
Fax (503) 986-0904

September 4, 2019

Dear Applicant:

The Oregon Water Resources Department has received your groundwater application for a water use permit. Your application has been assigned file number **G-18858**. Please refer to this number when contacting the Department. Should you have any questions about your application, please contact the following Water Rights Specialist assigned to your application:

Barbara Park Poage, Water Rights Specialist	Phone: 503-986-0859
	Email: barbara.j.poage@oregon.gov

A description of the steps that are used for processing a water right application are shown on the reverse side of this letter.

The first step in the water rights process is the completion of a groundwater review by the Department. This review can take approximately 6-9 months to complete, sometimes longer. Once the groundwater review is completed, you will receive a copy of an Initial Review that summarizes the Department's preliminary determinations. Copies of the Proposed Final Order and Final Order will also be mailed to you.

Please note that your application is subject to review and comment from other state agencies and interested parties.

Sincerely,

Judy Ferrell
Customer Service Representative
Oregon Water Resources Department

cc: John A Short, CWRE

File

File
COPY
JF

1. 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.

2. Public Notice

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

3. 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 Initial Review, 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.

4. Public Notice

Within 7 days of issuing the PFO, the Department gives public notice in the weekly notice. Notice includes information about the application and the PFO. Protest must be received by the Department within 45 days after publication of the PFO in the weekly notice. Anyone may file a protest. The protest filing fee is \$410.00 for the applicant and \$810.00 for non-applicants. Protests are filed on approximately 10 percent 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.

5. Final Order Issued

If no protests are filed, the Department can issue a Final Order within 60 days of the close of the period for receiving protest. If the application is approved, a permit is issued. The permit will specify the details of the authorized use and any terms, limitations or conditions that the Department deems appropriate.

1400