

ASSIGNED

FILE#: G 14445

FLOYD RILEY

13384 RIVER RD NE
GERVAIS, OR 97026

Application No. G14445

Permit No. G13370

Certificate No. _____

Stream Index, Page No. _____

FEEES PAID

Date	Amount	Receipt No.
1-29-97	200.00	9794
Record, 3-12-98	100.00	19615
AS1: 3-30-99	25.00	28587
2/24/17	175.00	12273
	Cert. Fee	

FEEES REFUNDED

Date	Amount	Check No.

Date filed _____

Priority JANUARY 29, 1997

Action suspended until C 47

Return to applicant _____

Date of approval 3/31/98

CONSTRUCTION

Date for beginning 3/31/99

Date for completion _____

Extended to _____

Date for application of water 10/1/02

Extended to 10-1-2017

PROSECUTION OF WORK

Form "A" filed _____

Form "B" filed _____

Form "C" filed _____

FINAL PROOF

Blank mailed _____

Proof received COBU 2/24/2017

Date certificate issued _____

ASSIGNMENTS Ph.304-8683

Date	To Whom	Address	Volume	Page
3/30/99	Nikon + Luba Cam - 13384	River Rd. NE - Gervais 97026	8	380

REMARKS

Checklist for Claims of Beneficial Use Received At Customer Service Counter

Date Received 2.24.2017 CWRE Corbey Boatwright

By TAMERA SMITH

File Marked js

Application # 6-14445 \$175.00 Fee

Claim Logged _____

Transfer # _____ \$175.00 Fee if priority date is after July 9, 1987.

Map Review:

- Map on polyester film (OAR 690-014-0170(1) & 310-0050(1)(b))
- Application & permit #; or transfer # (OAR 690-014-0100(1))
- Disclaimer (OAR 690-014-0170(5))
- North arrow (OAR 690-310-0050(2)(c))
- CWRE stamp and signature (OAR 690-014 & 310-0050)
- Appropriate scale (1" = 1320', 1" = 400', or the original full-size scale of the county assessor map) (014 & 310)
- Township, range, section, and tax lot numbers (OAR 690-310-0050(4))

Report Review:

- On form or format provided by the Department (OAR 690-014-0100(1))
- Application & permit #; or transfer # (OAR 690-014)
- Ownership information (OAR 690-014)
- Date of survey (OAR 690-014)
- Person interviewed (OAR 690-014)
- County (OAR 690-014)
- CWRE stamp and signature (OAR 690-014-0100)
- Signature(s) of permittee or transfer holder (OAR 690-014-0100)

**CLAIM OF
BENEFICIAL USE
for Permits claiming more
than 0.1 cfs and All Transfers**



Oregon Water Resources Department
725 Summer Street NE, Suite A
Salem, Oregon 97301-1266
(503) 986-0900
www.wrd.state.or.us

**A fee of \$175 must accompany this form for permits
with priority dates after July 8, 1987.**

**A fee of \$175 must accompany this form for any Transfer final orders
including a water right with a priority date of July 9, 1987, or later.**

**Example – A transfer involves 5 rights and one of the rights
has a priority date of July 9, 1987, or later, the fee is required.**

A separate form shall be completed for each permit.

In cases where a permit has been amended through the permit amendment process, a separate claim for the permit amendment is not required. Incorporate the permit amendment into the claim for the permit.

This form is subject to revision. **Begin each new claim** by checking for a new version of this form at:
http://www.oregon.gov/owrd/pages/wr/cwre_info.aspx

The completion of this form is required by OAR 690-014-0100(1) and 690-014-0110(4).

Please type or print in dark ink. If this form is found to contain errors or omissions, it may be returned to you. **Every item must have a response.** If any requested information does not apply to the claim, insert "NA." **Do not delete or alter any section of this form unless directed by the form.** The Department may require the submittal of additional information from any water user or authorized agent.

"Section 8" of this form is intended to aid in the completion of this form and should not be submitted.

If you have questions regarding the completion of this form, please call 503-986-0900 and ask for the Certificate Section.

The Department has a program that allows it to enter into a voluntary agreement with an applicant for expedited services. Under such an agreement, the applicant pays the cost to hire additional staff that would not otherwise be available. This program means a certificate may be issued in about a month. For more information on this program see
http://www.oregon.gov/owrd/pages/mgmt_reimbursement_authority.aspx

**SECTION 1
GENERAL INFORMATION**

1. File Information

APPLICATION # (G, R, S or T) G-14445	PERMIT # (IF APPLICABLE) G-13370	PERMIT AMENDMENT # (IF APPLICABLE) NA
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2. Property Owner (current owner information)

APPLICANT/BUSINESS NAME Nikon P. & Luba Cam		PHONE NO. 503-949-1463	ADDITIONAL CONTACT NO.
ADDRESS 13384 River Road NE			
CITY Gervais	STATE OREGON	ZIP 97026	E-MAIL nick.ncnurseryllc@gmail.com

If the current property owner is not the permit or transfer holder of record, it is recommended that an assignment be filed with the Department. *Each permit or transfer holder of record must sign this form.*

3. Permit or transfer holder of record (this may, or may not, be the current property owner)

PERMIT OR TRANSFER HOLDER OF RECORD Nikon P. & Luba Cam			
ADDRESS 13384 River Road NE			
CITY Gervais	STATE OREGON	ZIP 97026	

ADDITIONAL PERMIT OR TRANSFER HOLDER OF RECORD None		
ADDRESS		
CITY	STATE	ZIP

4. Date of Site Inspection:

5. Person(s) interviewed and description of their association with the project:

NAME	DATE	ASSOCIATION WITH THE PROJECT
Nikon Cam	October 17, 2016	Owner

6. County:

7. If any property described in the place of use of the permit or transfer final order is excluded from this report, identify the owner of record for that property (ORS 537.230(4)):

OWNER OF RECORD None		
ADDRESS		
CITY	STATE	ZIP

Add additional tables for owners of record as needed

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**SECTION 2
SIGNATURES**

CWRE Statement, Seal and Signature

The facts contained in this Claim of Beneficial Use are true and correct to the best of my knowledge.



CWRE NAME Corbey Boatwright		PHONE NO. 503-363-9225	ADDITIONAL CONTACT NO.
ADDRESS Boatwright Engineering, Inc. 2613 12th Street SE			
CITY Salem	STATE OREGON	ZIP 97302	E-MAIL corbey@boatwrightengr.com

Permit or Transfer Holder's of Record Signature or Acknowledgement

Each permit or transfer holder of record must sign this form in the space provided below.

The facts contained in this Claim of Beneficial Use are true and correct to the best of my knowledge. I request that the Department issue a water right certificate.

SIGNATURE	PRINT OR TYPE NAME	TITLE	DATE
	Nikon P. Cam	Owner	2-24-17
	Luba Cam	Owner	2-24-17

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SECTION 3

CLAIM DESCRIPTION

1. Point of diversion/appropriation name or number:

POINT OF DIVERSION/APPROPRIATION (POD/POA) NAME OR NUMBER (CORRESPOND TO MAP)	WELL LOG ID # FOR ALL WORK PERFORMED ON THE WELL (IF APPLICABLE)	WELL TAG # (IF APPLICABLE)
A Well	MARI 50586	L-01904

Attach each well log available for the well (include the log for the original well and any subsequent alterations, reconstructions, or deepenings)

2. Point of diversion/appropriation source and, if from surface water, the tributary:

POD/POA NAME OR NUMBER	SOURCE	TRIBUTARY
A Well	Alluvial Deposits	East Champoeg Creek Basin

3. Developed use(s), period of use, and rate for each use:

POD/POA NAME OR NUMBER	USES	IF IRRIGATION, LIST CROP TYPE	SEASON OR MONTHS WHEN WATER WAS USED	ACTUAL RATE OR VOLUME USED (CFS, GPM, OR AF)
A Well	IR	Nursery Stock & Cane Berries	Mar 1 - Oct 31	100 gpm
Total Quantity of Water Used				100 gpm

4. Provide a general narrative description of the distribution works. This description must trace the water system from each point of diversion or appropriation to the place of use:

Water is pumped out of a 6-inch diameter well through a 2-inch galvanized line that transitions to PVC at ground level. The system has a pressure tank that helps stabilize the pressure when running in the green houses. Otherwise, the pump is running directly to the point of discharge in the field. A 4-inch underground line runs west between the green houses and terminates at the west edge of the cane berry field. A big gun and reel is used for the cane berries. 3-inch pipelines run north and also south then west from the well. A 3-inch aluminum hand line is used in the field located at the northwest corner of the property. Within the greenhouses, the lines are 1-inch and 2-inch buried lines down the center of the houses.

Reminder: The map associated with this claim must identify the location of the point(s) of diversion, Donation Land Claims (DLC), Government Lots (GLot), and Quarter-Quarters (QQ).

5. Variations:

Was the use developed differently from what was authorized by the permit, permit amendment final order, or extension final order? If yes, describe below. **YES**

(e.g. "The permit allowed three points of diversion. The water user only developed one of the points." or "The permit allowed 40.0 acres of irrigation. The water user only developed 10.0 acres.")

The permit authorized 7.81 acres. The area developed is 5.9 acres.

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6. Claim Summary:

POD / POA NAME OR #	MAXIMUM RATE AUTHORIZED	CALCULATED THEORETICAL RATE BASED ON SYSTEM	AMOUNT OF WATER MEASURED	USE	# OF ACRES ALLOWED	# OF ACRES DEVELOPED
A Well	0.098 cfs 44 gpm	0.254 cfs 114 gpm	None	IR	7.81	5.90

**SECTION 4
SYSTEM DESCRIPTION**

Are there multiple PODs or POAs?

NO

If "YES" you will need to copy and complete Sections 4B through 4G for each POD/POA.

POD/POA Name or Number this section describes (only needed if there is more than one):

A Well

A. Place of Use

1. Is the right for municipal use?

NO

TWP	RNG	MER	SEC	QQ	Gov LOT	DLC	USE	IF IRRIGATION, # PRIMARY ACRES	IF IRRIGATION, # SUPPLEMENTAL ACRES
5S	2W	WM	29	NW-NW	----	92	IR	5.0	0
5S	2W	WM	30	NE-NE	----	92	IR	0.9	0
Total Acres Irrigated								5.9	0

Reminder: The map associated with this claim must identify Donation Land Claims (DLC), Government Lots (GLot), Quarter Quarters (QQ), and if for irrigation, the number of acres irrigated within each projected DLC, GLot, and QQ.

B. Diversion and Delivery System Information

Provide the following information concerning the diversion and delivery system. Information provided must describe the equipment used to transport and apply the water from the point of diversion/appropriation to the place of use.

1. Is a pump used?

YES

2. Pump Information

MANUFACTURER	MODEL	SERIAL NUMBER	TYPE (CENTRIFUGAL, TURBINE OR SUBMERSIBLE)	INTAKE SIZE	DISCHARGE SIZE
Unknown	Unknown	Unknown	Submersible	2"	2"

3. Motor Information

MANUFACTURER	HORSEPOWER
Unknown	7 HP

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4. Theoretical Pump Capacity

HORSEPOWER	OPERATING PSI	LIFT FROM SOURCE TO PUMP *IF A WELL, THE WATER LEVEL DURING PUMPING	LIFT FROM PUMP TO PLACE OF USE	TOTAL PUMP OUTPUT (IN CFS)
7 HP	40 to 45 psi	Assume 70'	0	0.293 cfs (131 gpm)

5. Provide pump calculations:

SWL 34.6 - 1.78 = 32.82'
 Assume draw down 37.18'

Operating pressure 40 psi = 101.6' head, if 45 psi = 114.3' head

Owner thought the HP was 7 HP,
 At 7 HP and 40 psi
 $Q = \frac{(7)(7.04)}{(70+101.6)} = 0.287$ cfs or 129 gpm

7 HP and 45 psi
 $Q = \frac{(7)(7.04)}{(70+114.3)} = 0.293$ cfs or 131 gpm

FLOW OVER PERMITTED RATE OF 0.098 CFS (44 gpm)

If horsepower was 3 and operating pressure 40 psi
 $Q = \frac{(3)(7.04)}{(70+101.6)} = 0.123$ cfs or 55.2 gpm

If 45 psi
 $Q = \frac{(3)(7.04)}{(70+114.3)} = 0.115$ cfs or 51.4 gpm

Flows closer to allowable.
 See sprinkler discharge to verify

6. Measured Pump Capacity (using meter if meter was present and system was operating)

INITIAL METER READING	ENDING METER READING	DURATION OF TIME OBSERVED	TOTAL PUMP OUTPUT (IN CFS)
No Meter Required None Installed	---	---	---

Reminder: For pump calculations use the reference information at the end of this document.

7. Is the distribution system piped?

YES

8. Mainline Information

MAINLINE SIZE	LENGTH	TYPE OF PIPE	BURIED OR ABOVE GROUND
4"	260'	PVC	Buried
3"	196'	PVC	Buried
3"	158'	PVC	Above Ground

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9. Lateral or Handline Information

LATERAL OR HANDLINE SIZE	LENGTH	TYPE OF PIPE	BURIED OR ABOVE GROUND
3" Handline	400'	Aluminum	Above Ground
2" Lateral	1100'	PVC	Buried
2" Lateral	1010'	PVC	Above Ground
1" Lateral	1040'	PVC	Buried
3" on Reel	500'	PE	Above Ground

10. Sprinkler Information

SIZE	OPERATING PSI	SPRINKLER OUTPUT (GPM)	TOTAL NUMBER OF SPRINKLERS	MAXIMUM NUMBER USED	TOTAL SPRINKLER OUTPUT (CFS)
Rainbird #8	45 psi	3.7 gpm	312	27	0.22 cfs (99.9 gpm)
Big Gun 0.5	38.9 psi	42.3 gpm	1	1	0.09 cfs (42.3 gpm)

Reminder: For sprinkler output determination use the reference information at the end of this document.

11. Pivot Information

MANUFACTURER	MAXIMUM WETTED RADIUS	OPERATING PSI	TOTAL PIVOT OUTPUT (GPM)	TOTAL PIVOT OUTPUT (CFS)
NA				

12. Additional notes or comments related to the system:

The Big Gun is run in two sets down the cane berry field, 6 to 8 hours before harvest. The Big Gun was not on site and the owner didn't know the nozzle size. I was able to go to Google's historic photos and found an image that showed the berries being irrigated on 6/15/2003. The radius measured about 88', or a diameter of 176'. I assumed the flow of to be 100 gpm through the 3" reel line, which would have reduced the pressure at the gun to about 38.9 psi. In looking at the chart on Big Gun flows, the only gun that match these numbers would be the 75 series with a 0.5 or 0.55 nozzle. This was based on pressure and diameter of the area irrigated. The flow rate at this radius is in the 42 to 51 gpm range.

There is a small excavated sump located north of the well. It holds approximately 0.05 AF (2,193 CF) of water. This pond collects runoff for compliance with DEQ regulations. The water is not returned to the irrigation system and does not act as a bulge in the irrigation system.

C. Groundwater Source Information (Well and Sump)

1. Is the appropriation from ground water (well or sump)? **YES**

2. Describe the access port (type and location) or other means to measure the water level in the well:

1/2" access port on top of well casing

3. If well logs are not available, provide as much of the following information as possible:

CASING DIAMETER	CASING DEPTH	TOTAL DEPTH	COMPLETION DATE OF ORIGINAL WELL	COMPLETION DATES OF ALTERATIONS	WHO THE WELL WAS DRILLED FOR	WELL DRILLED BY
MARI 50586						

4. In addition to the information requested in item "3" above, provide any other information which may help the Department locate any well logs associated with this appropriation.

5. Is the appropriation from a dug well (sump)? **NO**

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D. Storage

1. Does the distribution system include in-system storage (e.g. storage tank, bulge in system / reservoir)

NO

3. Bulge in System / Reservoir:

RESERVOIR NAME OR NUMBER (CORRESPOND TO MAP)	APPROXIMATE DAM HEIGHT	APPROXIMATE CAPACITY (IN ACRE FEET)

E. Gravity Flow Pipe

(THE DEPARTMENT TYPICALLY USES THE HAZEN-WILLIAM'S FORMULA FOR A GRAVITY FLOW PIPE SYSTEM)

1. Does the system involve a gravity flow pipe?

NO

F. Gravity Flow Canal or Ditch

(THE DEPARTMENT TYPICALLY USES MANNING'S FORMULA FOR CANALS AND DITCHES)

1. Is a gravity flow canal or ditch used to convey the water as part of the distribution system?

NO

G. Reservoir

1. Does the claim involve a reservoir modified through a transfer?

NO

Reminder: Complete this section if the reservoir right has been modified through the transfer process. If the claim is for a permitted reservoir use the Claim of Beneficial Use form for reservoirs.

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SECTION 5 CONDITIONS

All conditions contained in the permit, permit amendment, transfer final order, or any extension final order shall be addressed. Reports that do not address all performance related conditions will be returned.

1. Time Limits:

Permits, transfer final orders, and any extension final orders contain any or all of the following dates: the date when the actual construction work was to begin, the date when the construction was to be completed, and the date when the complete application of water to the proposed use was to be completed. These dates may be referred to as ABC dates. Describe how the water user has complied with each of the development timelines established in the permit, extension or transfer final order:

	DATE FROM PERMIT OR TRANSFER	DATE ACCOMPLISHED*	DESCRIPTION OF ACTIONS TAKEN BY WATER USER TO COMPLY WITH THE TIME LIMITS
ISSUANCE DATE	March 31, 1998		
BEGIN CONSTRUCTION (A)	March 31, 1999	March 31, 1999	Well construction commenced on June 7, 1996, per well log
COMPLETE CONSTRUCTION (B)	None	NA	NA
COMPLETE APPLICATION OF WATER (C)	October 1, 2012 October 1, 2017 Time Extension Final Order (10-24-2014)	October 1, 2016	All permit conditions met, system constructed/installed, and use fully developed to owner's satisfaction.

* MUST BE WITHIN PERIOD BETWEEN PERMIT, TRANSFER FINAL ORDER, OR ANY EXTENSION FINAL ORDER ISSUANCE AND THE DATE TO COMPLETELY APPLY WATER

2. Is there an extension final order(s)? **YES**

3. If for a transfer extension order, provide the following information:

VOLUME	PAGE	DATE EXTENDED TO
NA		

4. Initial Water Level Measurements:

a. Was the water user required to submit an initial static water level measurement? **YES**

b. What month was the initial measurement to be taken in?

March

c. Was the measurement submitted to the Department? **YES**

d. If the initial measurement was not submitted, provide that measurement now, if available:

DATE OF MEASUREMENT	MEASUREMENT MADE BY	METHOD	MEASUREMENT
NA			

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5. Annual Static Water Level Measurements:

a. Was the water user required to submit annual static water level measurements? NO

6. Pump Test (Required for most ground water permits prior to issuance of a certificate)

a. Did the permit require the submittal of a pump test? YES

If "NO", items 6b through 6e relating to this section may be deleted.

b. Has the pump test been previously submitted to the Department? NO

c. Is the pump test attached to this claim? NO

d. Has the pump test been approved by the Department? NO

e. Has a pump test exemption been approved by the Department? NO

**** Claims will not be reviewed until a pump test or exemption has been approved by the Department**

7. Measurement Conditions:

a. Does the permit, permit amendment, transfer final order, or any extension final order require the installation of a meter or approved measuring device? NO

8. Recording and reporting conditions

a. Is the water user required to report the water use to the Department? NO

9. Fish Screening

a. Are any points of diversion required to be screened to prevent fish from entering the point of diversion? NO

10. By-pass Devices

a. Are any points of diversion required to have a by-pass device to prevent fish from entering the point of diversion? NO

11. Other conditions required by permit, permit amendment final order, extension final order, or transfer final order:

a. Were there special well construction standards? NO

b. Was submittal of a ground water monitoring plan required? NO

c. Was the water user required to restore the riparian area if it was disturbed? NO

d. Was a fishway required? NO

e. Was submittal of a letter from an engineer required prior to storage of water? NO

f. Was submittal of a water management and conservation plan required? NO

g. Other conditions? YES

If "YES" to any of the above, identify the condition and describe the water user's actions to comply with the condition(s):

11. g. Following the first year of water use, the user shall submit one static water level measurement in the month specified above [March] which will establish the reference level against which future annual measurements will be compared. - In compliance. Initial measurement made on April 7, 1998 and submitted to WRD. Reference level measurement made on March 15, 2000 and submitted to WRD. These measurements were approved by WRD staff member, Steve Parrett, on 2/14 during the Final Extension review process.

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**SECTION 6
ATTACHMENTS**

Provide a list of any additional documents you are attaching to this report:

ATTACHMENT NAME	DESCRIPTION
Claim of Beneficial Use	Water Right Map
MARI 50586	Well Log
MARI 53253	Well ID Form

SECTION 7

CLAIM OF BENEFICIAL USE MAP

The Claim of Beneficial Use Map must be submitted with this claim. Claims submitted without the Claim of Beneficial Use map will be returned. The map shall be submitted on poly film at a scale of 1" = 1320 feet, 1" = 400 feet, or the original full-size scale of the county assessor map for the location.

Provide a general description of the survey method used to prepare the map. Examples of possible methods include, but are not limited to, a traverse survey, GPS, or the use of aerial photos. If the basis of the survey is an aerial photo, provide the source, date, series and the aerial photo identification number.

Google Earth aerial photos, field measurements, Marion County Survey Records: MCSR 7709A, MCSR 22692, MCSR 36245 and MCSR 37569

Map Checklist

Please be sure that the map you submit includes ALL the items listed below.

(Reminder: Incomplete maps and/or claims may be returned.)

- Map on polyester film
- Appropriate scale (1" = 400 feet, 1" = 1320 feet, or the original full-size scale of the county assessor map)
- Township, Range, Section, Donation Land Claims, and Government Lots
- If irrigation, number of acres irrigated within each projected Donation Land Claims, Government Lots, Quarter-Quarters
- Locations of fish screens and/or fish by-pass devices in relationship to point of diversion
- Locations of meters and/or measuring devices in relationship to point of diversion or appropriation
- Conveyance structures illustrated (pumps, reservoirs, pipelines, ditches, etc.)
- Point(s) of diversion or appropriation (illustrated and coordinates)
- Tax lot boundaries and numbers
- Source illustrated if surface water
- Disclaimer ("This map is not intended to provide legal dimensions or locations of property ownership lines")
- Application and permit number or transfer number
- North arrow
- Legend
- CWRE stamp and signature

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JUN 24 1996 WELL ID. #

L01904

STATE OF OREGON WATER SUPPLY WELL REPORT

(as required by ORS 537.765)

WATER RESOURCES DEPT.

MARI 50586

(START CARD) # 89995

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

(1) OWNER: Well Number Name FLOYD RILEY Address 13384 RIVER RD. N.E. City GERVAIS State OR Zip 97026

(2) TYPE OF WORK: [X] New Well [] Deepening [] Alteration [] Abandonment

(3) DRILL METHOD: [X] Rotary Air [] Rotary Mud [] Cable [] Auger [] Other

(4) PROPOSED USE: [] Domestic [] Community [] Industrial [X] Irrigation [] Thermal [] Injection [] Livestock [] Other

(5) BORE HOLE CONSTRUCTION: Special Construction approval [] Yes [X] No Depth of Completed Well 154 ft. Explosives used [] Yes [X] No Type Amount

Table with columns: HOLE Diameter, From, To, SEAL Material, From, To, Sacks or pounds. Row 1: 10, 0, 23, BENTONITE, 0, 23, 14 SACKS. Row 2: 6, 23, 154.

How was seal placed: Method [] A [] B [] C [] D [] E [X] Other POURED IN DRY 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. Casing: 6, +1, 154, 250, [X], [], [X], []. Liner: [], [], [], [], [], [], [], [].

Final location of shoe(s) 154.5

(7) PERFORATIONS/SCREENS: [X] Perforations Method ROTARY AIR KNIFE [] Screens Type Material From To Slot size Number Diameter Tele/pipe size Casing Liner. Row 1: 140, 152, 1/4, 240, [], [], [X], [].

(8) WELL TESTS: Minimum testing time is 1 hour. Table with columns: Yield gal/min, Drawdown, Drill stem at, Time. Row 1: 75, [], 90, 1 hr. Row 2: 150, [], 150, 2 HR.

Temperature of water 56 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 MARTON Latitude Longitude Township 5S N or S Range 2W E or W. WM. Section 29 NW 1/4 NW 1/4 Tax Lot 600 Lot Block Subdivision Street Address of Well (or nearest address) SAME

(10) STATIC WATER LEVEL: 24 ft. below land surface. Date 6-8-96 Artesian pressure lh. per square inch. Date

(11) WATER BEARING ZONES: Depth at which water was first found APPROX. 18

Table with columns: From, To, Estimated Flow Rate, SWL. Row 1: 72, 88, NA, 24. Row 2: 95, 152, 150+ or -, 24.

(12) WELL LOG: Ground Elevation

Table with columns: Material, From, To, SWL. Rows: TOP SOIL (0-1), CLAY BROWN (1-3), CLAY BROWN SILTY (3-27), CLAY GREY (27-72), SAND FINE SILTY (72-88), SILT GREY HARD (88-95), SAND FINE GREY (95-105), SAND FINE MED W/GRAVEL FINE (105-112), GRAVEL CLAY COURSE GREY (112-117), SAND SOME GRAVEL FINE GREY (117-131), GRAVEL SOME SAND MED GREY (131-138), GRAVEL MED TO FINE LOOSE (138-152), GRAVEL CEMENTED GREY SOME (152-154), CLAY GREY (154-).

Date started 6-7-96 Completed 6-8-96

(unbonded) Water Well Constructor Certification: I certify that the work I performed on the construction, alteration, or abandonment of this well is in compliance with Oregon water supply well construction standards. Materials used and information reported above are true to the best of my knowledge and belief. Signed [Signature] WWC Number 1487 Date 6-17-96

(bonded) Water Well Constructor Certification: I accept responsibility for the construction, alteration, or abandonment work performed on this well during the construction dates reported above. All work performed during this time is in compliance with Oregon water supply well construction standards. This report is true to the best of my knowledge and belief. Signed [Signature] WWC Number 688 Date 6-17-96

ORIGINAL & FIRST COPY-WATER RESOURCES DEPARTMENT SECOND COPY-CONSTRUCTOR THIRD COPY-CUSTOMER

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WELL IDENTIFICATION APPLICATION FORM RECEIVED

AUG 10 1998

BUYER/CURRENT WELL OWNER:

WATER RESOURCES DEPT.
SALEM, OREGON

Name: Floyd W & Charlene A Riley

Mailing Address: 13384 River Rd NE

City: GERVAIS State: OR Zip: 97026 Phone: () _____

"Mari 53253"

WELL LOCATION:

County: MARION Township: 5 South No (S) Range: 2 E or (W)

Section: 29 1/4 1/4 Owner's Well Number: State well # 5/2w-29

Tax Lot Number: 00600 Street Address of Well (if different from above): _____

WELL INFORMATION: (do not complete remainder of application if well log is available)

Start Card Number: _____ Approx. Construction Date: _____

Well Constructor: _____

Name of Owner at Time of Construction: _____

Well Depth (in feet): _____ Static Water Level (in feet): _____

Diameter of Exposed Well Casing (in inches): _____

Does this well have a formal water right associated with it? Yes: _____ No: _____

If Yes: Application #: _____ Permit #: _____ Certificate #: _____

Please Return Completed Form to:

Lisa Jaul
Well Identification Program
Oregon Water Resources Department
158 12th Street NE
Salem, OR 97310

RECEIVED

FEB 24 2017

OWRD

New Number issued
L128766 jfm

For Official Use Only:
Well Tag No. L 26494 10-15-98
VOID

ag was lost
we have 2 wells on this property. The recent one is tagged with well # L01904.

The other well was registered in October 1965.



Oregon
Kate Brown, Governor

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

March 6, 2017

Nikon P & Luba Cam
13384 River Rd NE
Gervais OR 97026

On February 24, 2017 the Water Resources Department received the Claim of Beneficial Use (COBU) for the following file(s):

Application G-14445 Permit G-13370

The COBU included a report and map. In the future the Department will review your submittal. At that time we will review these items and provide a final certificate, proposed certificate, or a request for additional information.

If you are interested in having your COBU reviewed sooner, you may pay to have your file processed immediately, using the Reimbursement Authority program, which is described at:

http://www.wrd.state.or.us/OWRD/mgmt_reimbursement_authority.shtml

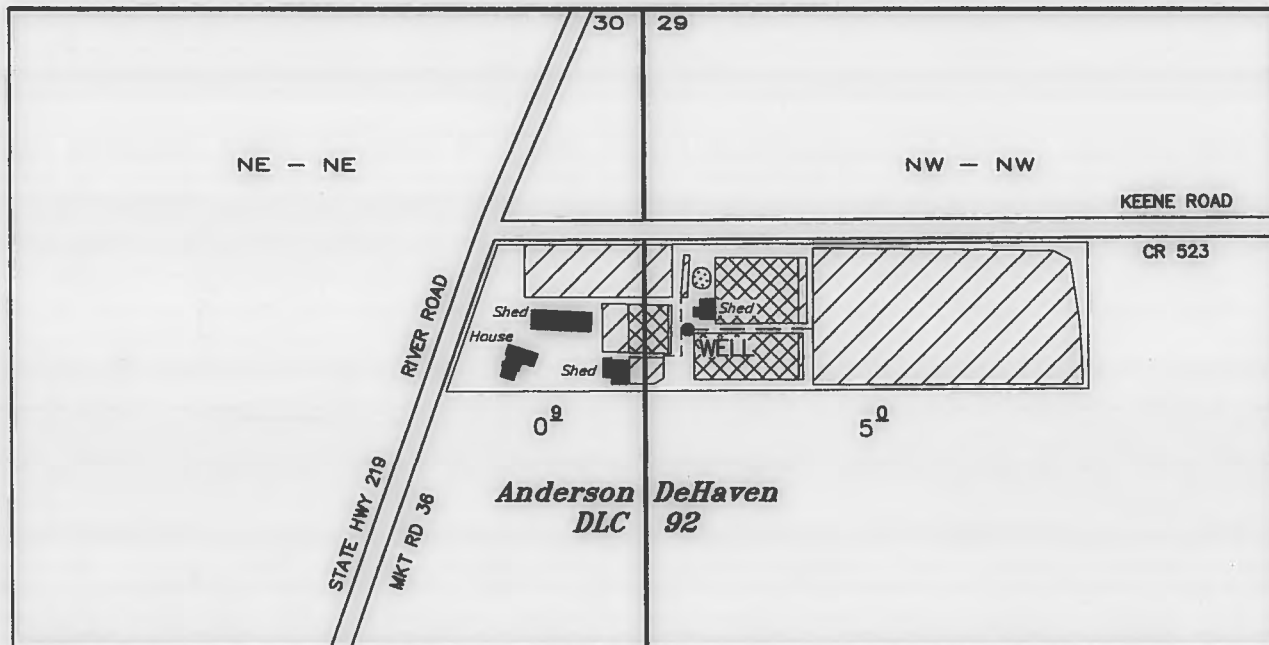
Customer Service phone: (503) 986-0801

If you sell the property, please contact the Department, or have the new owners contact the Department about the need to file an assignment.







Cc: file

T5S R2W, WM

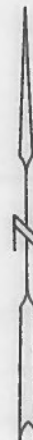
MARION COUNTY



LEGEND

-  IRRIGATION
-  GREENHOUSE IRRIGATION
-  POND (DEQ)
-  BUILDING
-  4" PIPELINE (EAST OF WELL)
-  3" PIPELINE (WEST OF WELL)

TAX LOT:
5 2W 29 600



CLAIM OF BENEFICIAL USE

Application No. G-14445

Permit No. G-13370

Nikon Cam

October 17, 2016

SCALE: 1" = 400'

RECEIVED

FEB 24 2017

OWRD



NOTE: This map is for the purpose of identifying the location of water rights and has no intent to dimension or locate property ownership lines.

Renewal Date: December 31, 2017

Oregon Water Resources Department
Water Right Services Division

Water Rights Application
Number G-14445

FINAL ORDER

Extension of Time for Permit Number G-13370
Permit Holder: Nikon Cam

Permit Information	
Application File:	G-14445
Permit:	G-13370
Basin:	2 – Willamette / Watermaster District 16
Date of Priority:	January 29, 1997
Source of Water:	A well in East Champoeg Creek Basin
Purpose of Use:	Irrigation of 7.81 Acres
Maximum Rate:	0.098 Cubic Feet per Second (cfs)

This Extension of Time request is being processed in accordance with Oregon Revised Statute 537.630 and 539.010(5), and Oregon Administrative Rule Chapter 690, Division 315

Appeal Rights

This is a final order in other than a contested case. This order is subject to judicial review under ORS 183.484. A request for judicial review must be filed within the 60 day time period specified by ORS 183.484(2). Pursuant to ORS 536.075 and OAR 137-004-0080 you may either file for judicial review, or petition the Director for reconsideration of this order. A petition for reconsideration may be granted or denied by the Director, and if no action is taken within 60 days following the date the petition was filed, the petition shall be deemed denied.

Application History

Permit G-13370 was issued by the Department on March 31, 1998. The permit called for complete application of water to beneficial use by October 1, 2002. On September 24, 2013, permit holder Nikon Cam submitted to the Department an Application for Extension of Time for Permit G-13370. In accordance with OAR 690-315-0050(2), on September 2, 2014, the Department issued a Proposed Final Order proposing to extend the time to fully apply water to beneficial use to October 1, 2017. The protest period closed October 17, 2014, in accordance with OAR 690-315-0060(1). No protest was filed.

FINDINGS OF FACT

The Department adopts and incorporates by reference the findings of fact in the Proposed Final Order dated September 2, 2014.

At time of issuance of the Proposed Final Order the Department concluded that, based on the factors demonstrated by the applicant, any comments received, and information within the file, the permit may be extended subject to no additional conditions.

CONCLUSION OF LAW

The applicant has demonstrated good cause for the permit extension pursuant to ORS 537.630, 539.010(5) and OAR 690-315-0040(2).

ORDER

The extension of time for Application G-14445, Permit G-13370, therefore, is approved. The deadline for applying water to full beneficial use within the terms and conditions of the permit is extended from October 1, 2002 to October 1, 2017.

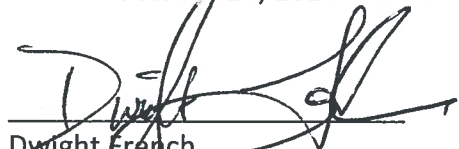
Subject to the following conditions:

CONDITIONS

1. **Last Extension Condition**

This is to be the last extension of time granted for Permit G-13370. Any future extensions of time requests will be denied.

DATED: October 24, 2014



Dwight French
Water Right Services Division Administrator, for
Thomas M Byler Director,
Oregon Water Resources Department

-
- If you have any questions about statements contained in this document, please contact the Permit Extension Specialist at (503) 986-0825.
 - If you have other questions about the Department or any of its programs, please contact our Water Resources Customer Service Group at (503) 986-0900
-

Mailing List for Extension FO Copies

FO Date: October 24, 2014

Copies Mailed

Application G-14445
Permit G-13370

By: BUD
On: 10/24/14

Original mailed to permit holder

Nikon Cam
13384 River Road NE
Gervais, OR 97026

Copies sent to:

1. WRD - App. File G-14445/ Permit G-13370

Fee paid as specified under ORS 536.050 to receive copy:

2. None

Receiving notification via e-mail - FO available in WRIS for review
(DONE BY EXTENSION SPECIALIST)

3. WRD - Watermaster District 16, Joel Plahn

CASEWORKER: SWP

Oregon Water Resources Department
Water Right Services Division

PROPOSED FINAL ORDER

In the Matter of the Application for an Extension of Time for Permit G-13370, Water Right Application G-14445, in the name of Nikon Cam

Permit Information

Application File:	G-14445
Permit:	G-13370
Basin:	2 – Willamette / Watermaster District 16
Date of Priority:	January 29, 1997
Source of Water:	A well in East Champoeg Creek Basin
Purpose of Use:	Irrigation of 7.81 Acres
Maximum Rate:	0.098 cubic feet per second

*****Please read this Proposed Final Order in its entirety as it does contain additional conditions not included in the original permit. *****

In Summary, the Department proposes to:

- Grant an extension of time to apply water to full beneficial use from October 1, 2002 to **October 1, 2017¹**.
- Make the extension subject to certain conditions set forth below.

This Extension of Time request is being processed in accordance with Oregon Revised Statute 537.630 and 539.010(5), and Oregon Administrative Rule Chapter 690, Division 315.

¹Pursuant to ORS 537.630(4), upon the completion of beneficial use of water allowed under the permit, the permittee shall hire a certified water rights examiner to survey the appropriation. Within one year after the complete application of water to a beneficial use (or by the date allowed for the complete application of water to a beneficial use), the permittee shall submit a map of the survey and a new or revised claim of beneficial use as deemed appropriate by the Department.

ACRONYM QUICK REFERENCE

Department – Oregon Department of Water Resources
PFO – Proposed Final Order
cfs – cubic feet per second
gpm – gallons per minute

AUTHORITY

Generally, see ORS 537.630 and OAR Chapter 690 Division 315.

ORS 537.630(1) provides in pertinent part that the Oregon Water Resources Department may, for good cause shown, order an extension of time within which: irrigation or other works shall be completed; the well or other means of developing and securing ground water shall be completed; or the right perfected. In determining the extension, the Department shall give due weight to the considerations described under ORS 539.010(5) and to whether other governmental requirements relating to the project have significantly delayed completion of construction or perfection of the right.

ORS 539.010(5) provides in pertinent part that the Water Resources Director, for good cause shown, may extend the time within which the full amount of the water appropriated shall be applied to a beneficial use. This statute instructs the Director to consider: the cost of the appropriation and application of the water to a beneficial purpose; the good faith of the appropriator; the market for water or power to be supplied; the present demands therefore; and the income or use that may be required to provide fair and reasonable returns upon the investment.

OAR 690-315-0040 provides in pertinent part that the Water Resources Department shall make findings to determine if an extension of time may be approved to complete construction and/or apply water to full beneficial use.

OAR 690-315-0050(5) states that extension orders may include, but are not limited to, any condition or provision needed to: ensure future diligence; mitigate the effects of the subsequent development on competing demands on the resource; and periodically document the continued need for the permit.

FINDINGS OF FACT

Background

1. Permit G-13370 was granted by the Department on March 31, 1998. The permit authorizes the use of up to 0.098 cfs of water from a well in East Champoeg Creek Basin for irrigation of 7.81 acres. The permit specified construction of the water system was to begin by March 31, 1999, and complete application of water was to be made on or before October 1, 2002.

2. The permit holder Nikon Cam submitted an "Application for Extension of Time" to the Department on September 24, 2013, requesting the time to apply water to full beneficial use under the terms and conditions of Permit G-13370 be extended from October 1, 2002 to October 1, 2023. This is the first permit extension requested for Permit G-13370.
3. Notification of the Application for Extension of Time for Permit G-13370 was published in the Department's Public Notice dated October 8, 2013. No public comments were received regarding the extension application.
4. On March 6, 2014, the permit holder submitted additional information to supplement their Application for Extension of Time. The amendment clarified that only about 6 acres of land have been irrigated to date, that work done since 2002 consists only of improving greenhouses, and that a pump test will be done soon.

Review Criteria [OAR 690-315-0040]

The time limits to complete construction and/or apply water to full beneficial use may be extended if the Department finds that the permit holder has met the requirements set forth under OAR 690-315-0040. This determination shall consider the applicable requirements of ORS 537.230², 537.248³, 537.630⁴ and/or 539.010(5)⁵.

Complete Extension of Time Application [OAR 690-315-0040(1)(a)]

5. On September 24, 2013, the Department received a completed Application for Extension of Time and the fee specified in ORS 536.050 from the permit holder.

Start of Construction [OAR 690-315-0040(1)(b) and 690-315-0040(5)]

6. Actual construction of the well began prior to the March 31, 1999, deadline specified in the permit. Construction of the well MARI 50586 was started on June 7, 1996, and completed on June 8, 1996.

Duration of Extension [OAR 690-315-0040(1)(c)]

Under OAR 690-315-0040(1)(c), in order to approve an extension of time for water use permits the Department must find that the time requested is reasonable and the applicant can complete the project within the time requested.

7. As of September 24, 2013, the remaining work to be completed consists of installing additional drip irrigation system on about 1.81 acres of land, installing a meter on the well, and applying water to full beneficial use.

²ORS 537.230 applies to surface water permits only.

³ORS 537.248 applies to reservoir permits only.

⁴ORS 537.630 applies to ground water permits only.

⁵ORS 539.010(5) applies to surface water and ground water permits.

8. Given the amount of development left to occur, the Department has determined that the permit holder's request to have until October 1, 2023, to complete construction of the water system and to accomplish the application of water to beneficial use under the terms and conditions of Permit G-13370 is an excessive amount of time. Given that the permit was issued in the year 1998, and much of the water system has been constructed, the Department finds that it is reasonable to **restrict the extension to October 1, 2017.**

Good Cause [OAR 690-315-0040(1)(d)]

The Department's determination of good cause shall consider the requirements set forth under OAR 690-315-0040(2).

Reasonable Diligence of the Appropriator [OAR 690-315-0040(2)(a)]

The Department's determination of reasonable diligence shall consider the requirements set forth under OAR 690-315-0040(3)(a-d). In accordance with OAR 690-315-0040(3), the Department shall consider, but is not limited to, the following factors when determining whether the applicant has demonstrated reasonable diligence in previous performance under the permit:

Amount of Construction [OAR 690-315-0040(3)(a)]

9. Work was accomplished within the time allowed in the permit or previous extension as follows:
 - a. Construction of the well and water system began prior to the March 31, 1999 deadline specified in the permit with the construction of the well MARI 50586 in 1996.
 - b. Work was completed during the original development time frame under Permit G-13370 in that the irrigation system was in place on about 6 acres of land prior to March 30, 1999, when the current permit holder purchased the property.

Beneficial Use of Water [OAR 690-315-0040(3)(b)]

10. The following beneficial use of water was made during the permit or previous extension time limits:
 - a. Since the issuance of Permit G-13370 on March 31, 1998, a maximum rate of 0.098 cfs of water has been appropriated from the well for irrigation of 6 acres of land.

Compliance with Conditions [OAR 690-315-0040(3)(c)]

11. The Department has considered the permit holder's compliance with conditions, and did not identify any concerns.

It appears static water level measurement conditions have been met and **no additional measurements are required at this time.**

Financial Investments to Appropriate and Apply Water to a Beneficial Purpose [OAR 690-315-0040(2)(b),(3)(d),(4)(d)]

12. As of September 24, 2013, the permit holder has invested approximately \$8,000 which is approximately 33 percent of the total projected cost for complete development of this project. The permit holder anticipates an additional \$16,000 investment is needed for the completion of this project.

Good Faith of the Appropriator [OAR 690-315-0040(2)(c)]

13. The Department has found good faith of the appropriator under Permit G-13370.

The Market and Present Demands for Water [OAR 690-315-0040(2)(d-e)]

The Department's determinations of market and present demand for water or power to be supplied shall consider the requirements set forth under OAR 690-315-0040(4)(a-f). In accordance with OAR 690-315-0040(4), the Department shall consider, but is not limited to, the following factors when determining the market and the present demand for water or power to be supplied:

14. The amount of water available to satisfy other affected water rights and scenic waterway flows; special water use designations established since permit issuance, including but not limited to state scenic waterways, federal wild and scenic rivers, serious water management problem areas or water quality limited sources established under 33 U.S.C. 1313(d); or the habitat needs of sensitive, threatened or endangered species, in consultation with the Oregon Department of Fish and Wildlife [OAR 690-315-0040(4)(a-c)].

The amount of water available to satisfy other affected water rights and scenic waterway flows was determined at the time of issuance of Permit G-13370; furthermore, water availability for other affected water rights and scenic waterway flows after the permit was issued is determined when an application for a new water right is submitted. The point of appropriation for Permit G-13370, located within the Champoeg Creek Basin, is not located within a limited or critical ground water area. Champoeg Creek is not located within or above any state or federal scenic waterway, however, it is located within an area ranked "low" for stream flow restoration needs as determined by the Department in consultation with the Oregon Department of Fish and Wildlife, and is located within a Sensitive, Threatened or Endangered Fish Species Area as identified by the Department in consultation with Oregon Department of Fish and Wildlife. The point of appropriation is not in an area listed by the Department of Environmental Quality as a water quality limited stream.

Other economic interests dependent on completion of the project [OAR 690-315-0040(4)(e)].

15. None have been identified.

Other factors relevant to the determination of the market and present demand for water and power [OAR 690-315-0040(4)(f)].

16. OAR 690-315-0050(5) provides for extension orders to include, but are not limited to, any condition or provision needed to ensure future diligence, and/or mitigate the effects of the subsequent development on competing demands on the resource. The Department determined the need to place a "Last Extension Condition" on this extension of time in order to ensure diligence is exercised in the development and perfection of the water use permit. This condition, specified under Item 1 of the "Conditions" section of this PFO, was determined to be necessary due to the length of time since the permit was issued and the small amount of development remaining to complete the project.

Fair Return Upon Investment [OAR 690-315-0040(2)(f)]

17. Use and income from the permitted water development will likely result in reasonable returns upon the investment made to date.

Other Governmental Requirements [OAR 690-315-0040(2)(g)]

18. Delay in the development of this project was not caused by any other governmental requirements.

Unforeseen Events [OAR 690-315-0040(2)(h)]

19. None have been identified.

CONCLUSIONS OF LAW

1. The applicant is entitled to apply for an extension of time to complete construction and/or completely apply water to the full beneficial use pursuant to ORS 537.630(1).
2. The applicant has submitted a complete extension application form and the fee specified in ORS 536.050, as required by OAR 690-315-0040(1)(a).
3. The applicant complied with begin actual construction timeline requirements pursuant to ORS 537.630 as required by OAR 690-315-0040(1)(b) and OAR 690-315-0040(5).
4. The time requested to October 1, 2023, is excessive. Full application of water to beneficial use can be accomplished by October 1, 2017, as required by OAR 690-315-0040(1)(c).
5. The Department has considered the reasonable diligence and good faith of the appropriator, the cost to appropriate and apply water to a beneficial purpose, the market and present demands for water to be supplied, the financial investment made and fair and reasonable return upon the investment, the requirements of other governmental agencies, and unforeseen events over which the permit holder had no control, whether denial of the extension will result in undue hardship to the applicant and whether there are no other reasonable alternatives for meeting water use needs, any other factors relevant to a determination of good cause, and has determined that

the applicant has shown that good cause exists for an extension of time to **October 1, 2017**, to apply water to full beneficial use pursuant to OAR 690-315-0040(1)(d).

6. As authorized in OAR 690-315-0050(5) and as described in Finding 16 above, the Department has established, as specified in the "Conditions" section of this PFO (Item 1), a "Last Extension Condition" in order to ensure future diligence is exercised in the development and perfection of Permit G-13370.

PROPOSED ORDER

Based upon the foregoing Findings of Fact and Conclusions of Law, the Department proposes to issue an order to:

Extend the time to apply water to beneficial use under Permit G-13370 from October 1, 2002 to **October 1, 2017**.

Subject to the following conditions:

CONDITIONS

1. **Last Extension Condition**

This is to be the last extension of time granted for Permit G-13370. Any future extensions of time requests will be denied.

DATED: September 2, 2014


Dwight W. French, Administrator,
Water Right Services Division

*If you have any questions,
please check the information
box on the last page for the
appropriate names and
phone numbers.*

Proposed Final Order Hearing Rights

1. Under the provisions of OAR 690-315-0100(1) and 690-315-0060, the applicant or any other person adversely affected or aggrieved by the proposed final order may submit a written protest to the proposed final order. The written protest must be received by the Water Resources Department no later than **October 27, 2014**, being 45 days from the date of publication of the proposed final order in the Department's weekly notice.
2. A written protest shall include:
 - a. The name, address and telephone number of the petitioner;
 - b. A description of the petitioner's interest in the proposed final order and if the protestant claims to represent the public interest, a precise statement of the public interest represented;
 - c. A detailed description of how the action proposed in the proposed final order would adversely affect or aggrieve the petitioner's interest;
 - d. A detailed description of how the proposed final order is in error or deficient and how to correct the alleged error or deficiency;
 - e. Any citation of legal authority supporting the petitioner, if known;
 - f. Proof of service of the protest upon the water right permit holder, if petitioner is other than the water right permit holder; and
 - g. The applicant or non-applicant protest fee required under ORS 536.050.
3. Within 60 days after the close of the period for requesting a contested case hearing, the Director shall:
 - a. Issue a final order on the extension request; or
 - b. Schedule a contested case hearing if a protest has been submitted, and:
 - 1) Upon review of the issues, the Director finds there are significant disputes related to the proposed agency action; or
 - 2) The applicant submits a written request for a contested case hearing within 30 days after the close of the period for submitting protests.

-
- If you have questions about statements contained in this document, please contact Steven Parrett at (503)986-0825.
 - If you have questions about how to file a protest or if you have previously filed a protest and you want to know the status, please contact Patricia McCarty at 503-986-0820.
 - If you have any questions about the Department or any of its programs, please contact our Water Resources Customer Service Group at 503-986-0900.
 - Address any correspondence to : Water Right Services Division
725 Summer St NE, Suite A
Salem, OR 97301-1266
-
- Fax: 503-986-0901

Mailing List for Extension PFO Copies

PFO Date: September 2, 2014

Copies Mailed

Application G-14445
Permit G-13370

By: BAJ
On: 9/2/14

Original mailed to Applicant:

Nikon Cam
13384 River Road NE
Gervais, OR 97026

Copies sent to:

1. WRD - App. File G-14445/ Permit G-13370

Fee paid as specified under ORS 536.050 to receive copy:

2. None

Receiving via e-mail (10 AM Tuesday of signature date)
(DONE BY EXTENSION SPECIALIST)

3. WRD - Watermaster District 16, Joel Plahn

✓ SWP 8-27-14

CASEWORKER: SWP

Oregon Water Resources Department Permit Condition Water Level Report

OWRD Logid	Main aq	Max depth	LSD Elev	Township	Range	S	Q	Q
MARI.....50586	MARI.....	.....1.54	.....	.....5.00...S/	.....2.00..W-	.....29	NW..	NW..
Well Tag Log	Well Tag Field	Csg Diam Field						
Well Location 675.FT.S.&.60.FT.E.FR.NW.COR.S29								
Well Address								
Owner Well Names A.WELL.(L-1904)								

Well History:

Logid	Type Work	Compl	Depth	Compl Date	Owner on Log
MARI 50586		154		6/8/1996	FLOYD RILEY

Water Rights with reporting conditions that list this well:

Permit	Certificate pod	Reference level	Trigger level activated?
5.....1337Q	.....1	.....17.2Q	.....

Owner:
 Name NIKON & LUBA.....CAM
 Other Name
 Contact
 Address13384.RIVER.RD.NE
 City / St / Zip GERVAS.....OR.....97026

Date	Time	MP	Hght	WL	BLS	WL	Elev	Method	Status	Code	Code	Measured By	Pump	Idle Time	MP	Description	W/Comments
06/08/1996			24.00					R	U			DRILLER					WELL LOG
04/07/1998			17.20					T	S			BRUCE D.WILSON					REFERENCE LEVEL
03/15/2000			18.75					T	S			RICHARD GERIG					

This is the correct month
 and so 18.75 BLS should be
 reference level 7

not
 correct
 month

Method Codes: A = Airline, T = Etape, V = Calibrated Etape, G = Uncalibrated Gage, H = Calibrated Gage, N = Not Measured, O = Observed, RA = Recorder Analog, RS = Recorder Shaft Encoder, RT = Recorder Transducer, R = Reported, S = Steel Tape, U = Unknown
 Status Codes: D = Dry, A = Falling, F = Flowing, P = Pumping, R = Rising, S = Static, U = Unknown

PARRETT Steve W

From: PARRETT Steve W
Sent: Thursday, March 06, 2014 1:09 PM
To: nick.ncnurseryllc@gmail.com
Cc: PARRETT Steve W
Subject: Water Right Permit G-13370

SentFromSession: ONION.parretsw.3/5/2014 8:00:17 AM

Dear Mr. Cam,

I am processing your application for an extension of time for water right permit G-13370.

I need a couple more pieces of information to ensure the file is accurate when I draft the proposed final order. I hope you can help me by answering my questions this month as best you can.

1. What work was done during the permit period from 1999 to October 1, 2002, when you did own the property? Irrigation system construction? Irrigation of how many acres?
berries irrigated 6 acres, system const.
2. What work was done since October 1, 2002? Irrigation system construction? Irrigation of how many acres?
No additional acres, converted to more soph. greenhouses.
3. Your application indicates the well is producing 0.098 cfs and irrigating 7.81 acres to date. Have you had a pump test done or some way to verify the flow rate of the well?
will have this done soon

Thank you for your assistance.

Sincerely,

Steven Parrett
Adjudication and Extension Specialist
Oregon Water Resources Department
503-986-0825
Steve.W.Parrett@wrd.state.or.us

irv

Extension PFO Checklist for Other than Muni or Quasi-Municipal

Water Use Permits
(OAR 690-315-0010 through OAR 690-315-0060)

Application: G- 14445 Permit: G- 13370 Permit Amendment? No Yes T- _____ pending approved

Permit Holder's Name: Nikon Cam

Permit Holder's Mailing Address: 13384 River Road NE Gervais, OR 97026 email nick.ncnurseryllc@gmail.com

Phone Number: 503-949-1463

POD Location: Township 5S Range 2W Section 29 $\frac{1}{4}$ NWNW

Drainage Basin: 2 County: Marion Watermaster District: 16 Watermaster: Mike McCord

Date Permit was issued: 3/31/1998 Priority Date: 1/29/1997 Date of PN: 10/8/2013

Source: A well in East Champoeg Creek Basin (MARI 50586)

Use: Irrigation of 7.81 acres

"Q": 0.098 cfs

Orig "A" Date: 3/31/1999

Orig "B" Date: 10/1/

Orig "C" Date: 10/1/2002

Extension request rec'd: 9/24/2013

Last Authorized "B" Date: 10/1/

Last Authorized "C" Date: 10/1/2002

Request Number (1, 2, 3...): 1

Proposed "B" Date: 10/1/

Proposed C Date: 10/1/2023

Conditions of Permit:

Condition Met?	Condition Not Met?	Permit Condition
<input checked="" type="checkbox"/>	<input type="checkbox"/>	Actual Construction begin by 03/31/1999 MARI 050586 ID L01904
<input type="checkbox"/>	<input checked="" type="checkbox"/>	Initial and annual static levels before use in March
<input type="checkbox"/>	<input checked="" type="checkbox"/>	After use, one static level in March
<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/>	<input type="checkbox"/>	

Factors to consider in determining "Reasonable Diligence" [OAR 690-315-0040(3)]:

Yes No

- Work was accomplished within the time allowed in the permit or previous extension
- Water right permit holder conformed with the permit or previous extension conditions
- Financial investments were made toward developing the beneficial water use.

- Amount Invested to date: **\$8,000** Estimated Remaining Cost: **\$16,000**

- Beneficial use made of the water during the permit or previous extension time limits

- Permit holder has beneficially used 0.098 cfs gpm af of the total permitted quantity of water on 7.81 acres

GW REVIEW: Y N _____

MITIGATION REVIEW: Y N

Has the applicant pursued perfection of the right in good faith and with reasonable diligence? Yes No

Determination of the market and the present demand for water or power to be supplied:

Identify the closest surface water or localized water basin. Willamette River Basin
Ground Water Permits: Is the POA located...
Surface Water Permits: Is the POD located...

- Yes No
- above a state scenic waterway? Name _____ Source: OWRD "Areas Above State Scenic Waterways" Map
 - within a stream segment designated as a federal wild and scenic river? Source: www.rivers.gov/wildriverslist.html
 - within a sensitive, threatened or endangered species area Source: "/gisdata/dev/projects/salmon/div33map.aml"
 - within a critical or limited Ground Water Area? Name of area _____
 - within a Withdrawn Area? Name of area _____
 - in a waterbody listed on the DEQ Section 303(d) List of Water Quality Limited Areas? Date added to list _____
 - within an area ranking low / moderate / high / highest for stream flow restoration needs Source: OWRD "Streamflow Restoration Needs" Maps (by region)

Based on the written record, can the Department make a finding of "Good Cause" to approve the extension request?

Yes... "Good Cause" can be found. Approval of Extension Request
No ... "Good Cause" cannot be found. Denial of Extension Request

Conditions to be included in Extension PFO (if applicable)? Yes No

(NOTE: Check the file record for documentation to add a condition(s) at the extension stage.)

- 5-year Progress Report Checkpoints (Years: _____)
- Other: _____

Footnote regarding Claim of Beneficial Use. Choose the appropriate language below and insert as a footnote in the PFO:

COBU Requirement - Surface/Ground Water - on or prior to July 9, 1987

"For permits applied for or received on or before July 9, 1987, upon complete development of the permit, you must notify the Department that the work has been completed and either: (1) Hire a water right examiner certified under ORS 537.798 to conduct a survey, the original to be submitted as required by the Water Resources Department, for issuance of a water right certificate; or (2) Continue to appropriate water under the water right permit until the Water Resources Department conducts a survey and issues a water right certificate under ORS 537.250 or 537.625."

COBU Requirement - Surface Water - post July 9, 1987

"Pursuant to ORS 537.230(4), upon the completion of beneficial use of water allowed under the permit, the permit holder shall hire a certified water rights examiner to survey the appropriation. Within one year after the complete application of water to a beneficial use (or by the date allowed for the complete application of water to a beneficial use), the permit holder shall submit a map of the survey and the claim of beneficial use."

COBU Requirement - Ground Water - post July 9, 1987

"Pursuant to ORS 537.630(4), upon the completion of beneficial use of water allowed under the permit, the permit holder shall hire a certified water rights examiner to survey the appropriation. Within one year after the complete application of water to a beneficial use (or by the date allowed for the complete application of water to a beneficial use), the permit holder shall submit a map of the survey and the claim of beneficial use."

NOTES:

Application is somewhat incomplete and unreadable.
Hard to tell if conditions are met or how well is constructed.
Applicant was assigned permit in 1999 and claims economic issues as reason for incompliance
They ask for extension to 2023 but 5 years should be adequate to install meter and additional drip lines.

Extension "PFO" Dates

Mailing / Issuance Date: _____ Protest Deadline Date: _____

Reviewer's Name: Steren Parrett Date: 2-27-14

static level measured 4-7-98 by Bruce Wilson PE
Well constructed prior to 4-7-98



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

Application for Extension of Time For a Water Right Permit (Non-Municipal / Non-Quasi-municipal Water Use)

TO THE DIRECTOR OF THE OREGON WATER RESOURCES DEPARTMENT

*A separate extension application must be submitted for each permit as per
 OAR 690-315-0020(2).*

*This application and a summary of review criteria and procedures that are generally applicable to this
 application are available at <http://www.wrd.state.or.us/OWRD/PUBS/forms.shtml>.*

I, Nikon & Luba Cam
NAME OF PERMIT HOLDER [OAR 690-315-0020(1) and (3)(a)]

13384 River Rd NE, Gervais OR 97026
ADDRESS CITY STATE ZIP

(503) 949-1463
PHONE

Dick.ncnurseryllc@gmail.com
E-MAIL ADDRESS

the permit holder of: Application Number G-14445
 Permit Number G13370
[OAR 690-315-0020(3)(b)]

do hereby request that the time in which to:

complete construction (of diversion/appropriation works and/or purchase and installation of the equipment necessary to the use of water), which time now expires on October 1, ____, be extended to October 1, ____,

N/A (Check this box if the permit does not specify a date by when construction must be completed.)

and/or the time in which to:

apply water to full beneficial use under the terms and conditions of the permit, which time now expires on October 1, ~~2002~~, be extended to October 1, 2023

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Before submitting your Application for Extension of Time, make sure the following items are included:

- This completed Application for Extension of Time.
- Statutory fee of \$575.
- Signature page (last page of this Application for Extension of Time).
- All supporting documentation and/or evidence referenced in the Application for Extension of Time.

MAIL COMPLETED APPLICATION

along with the

\$575 STATUTORY FEE TO:

**Water Resources Department
Attn: Water Right Permit Extensions
725 Summer Street NE, Suite A
Salem, Oregon 97301**



GENERAL TIPS:

- Permit holders of **municipal or quasi-municipal water use permits DO NOT use this form.** The correct form is *Application for Extension of Time for Municipal and Quasi-Municipal Water Use Permits*, available at the following link:
<http://www.wrd.state.or.us/OWRD/PUBS/forms.shtml#other>
- Request the reasonable amount of time necessary to fully complete construction of the water project and/or to fully use the permitted quantity of water under the terms and conditions of your permit. Should this request be approved, it will be OWRD's expectation that you will complete your project within the new time period allowed. Future extensions may not be granted.
- A separate Application for Extension of Time must be submitted for each permit. OAR 690-315-0020(2).
- An instruction sheet, Instructions for Completing an Application for Extension of Time for a Water Right Permit (attached), provides details that will help you answer each question on the application. Permit extensions are evaluated under OAR Chapter 690, Division 315. These rules may be viewed at: <http://www.wrd.state.or.us/OWRD/LAW/index.shtml>.

- You may provide OWRD with any additional information or evidence that will aid us in making our decision. Please note that OWRD may require other information that is necessary to evaluate the application. OAR 315-0020(3)(n).
- After careful review of the Application for Extension of Time, you may contact OWRD at (503) 986-0900, to ask questions and request assistance from a Permit Extensions Specialist in the Water Rights Services Division.
- Once an Application for an Extension of Time is received by OWRD it will be reviewed for completeness. OWRD will return any incomplete or deficient applications to the applicant. OAR 690-315-0040(1)(a).

Reference Materials Needed to Complete this Application:

- **The water right permit.** If needed, a copy of the water right permit can be downloaded from the Department's Website at <http://www.wrd.state.or.us> (using the link to the Water Rights Information System (WRIS)). Or, a copy of the permit (or other documents) may be requested by water right application number from the Water Rights Division at 503-986-0900 (copy fees will apply).
- **Documentation which demonstrates compliance with permit conditions** (for example, well construction logs; static water level measurement reports; annual water use reports; ODFW fish screen certification; a plan to monitor the effect of water use on ground water aquifers utilized under the permit; etc.).

Answer the Following Questions to Complete this Application for Extension of Time

[OAR 690-315-0020(3)(d)]

1. Did the actual construction of the water system/well drilling begin within the time specified in the permit? Yes No



TIP: Not all permits specify a date by which construction was to begin.

Date construction began is: UNK

Details of construction: UNK - well constructed prior to purchase

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SALEM, OREGON

2. Permits typically contain standard or special conditions that must be satisfied to lawfully develop and use permitted water. In the development of this water right, have you satisfied the conditions contained in your permit? Yes No

2-A) Describe how you have complied with each condition contained in the original permit [and, if applicable, each condition contained in any order approving a permit amendment and/or a final order approving a prior extension of time]. Include the date when the condition was satisfied.



TIP: The instruction sheet for the Application for Extension of Time provides an explanation of the typical conditions that must be addressed in this question.

CHART-A

Condition No.**	Date Satisfied	Describe How Permit Condition Has Been Satisfied
YES	pre	wells constructed IAW gen standards
not yet	pre	March - initial 3 annual SWL will begin 2014 season
yes	pre	well shall be constructed w/access ports of air line/pressure gauge
		2013 installation of irrigation/drip lines

** Condition No: Hand-number each condition on a copy of your permit (and, if applicable, any permit amendment and/or prior extension). Include a copy of your hand-numbered permit with the application.

2-B) If you have NOT complied with all applicable conditions, explain the reasons why and indicate with a date certain (in the near future) when compliance will occur.

CHART-B

Condition No.**	Date Will Comply	Explain Why Each Permit Condition Has NOT Been Satisfied
		n/a

** Condition No: Hand-number each condition on a copy of your permit (and, if applicable, any permit amendment and/or prior extension). Include a copy of your hand-numbered permit with the application.

3. Provide evidence of physical progress made toward completion of the water system, and of progress made toward making beneficial use of water within the permitted time period (CHART-C); and if applicable, within the time period of the most recent extension granted (CHART-D).

3-A) CHART-C (below) must be completed for all Application for Extension of Time requests. Use chronological order.

CHART-C

DATE	WORK ACCOMPLISHED BEFORE PERMIT WAS ISSUED <i>List any work done before the permit was issued – eg. well drilled.</i>	COST*
	well constructed prior to purchase	

DATE	WORK ACCOMPLISHED AFTER PERMIT WAS ISSUED and PRIOR TO DATE SPECIFIED IN PERMIT FOR COMPLETE APPLICATION OF WATER <i>List work/actions done during the permitted time period.</i>	COST*
	Date the permit was signed - find date above signature on last page of permit.	
	n/a	
	Date the permit specified "Actual Construction Work" shall begin ("A-Date") -not all permits contain this date.	
10/1/	Date the permit specified complete application of water to the use shall be made ("C-Date") - all permits contain this date.	

CHART-C (continued)

DATE	WORK ACCOMPLISHED AFTER "C-DATE" <i>COMPETE ONLY IF THIS IS YOUR 1st APPLICATION FOR AN EXTENSION OF TIME: List work done after the date specified in the permit for complete application of water up to the date of this Application for Extension of Time.</i>	COST*
	n/a	

Total Cost for Chart-C	2000.00
-------------------------------	---------

* If exact cost is not known, you must provide your best estimate.

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3-B) If this is ~~not~~ your 1st Application for Extension of Time request, fill out CHART-D below in addition to CHART-C above. Use chronological order.

1st

CHART-D

DATE	WORK ACCOMPLISHED DURING THE LAST EXTENSION PERIOD <i>List all work done during the last authorized extension period.</i>	COST*
10/1/	"Extended From" date for complete application of water used in the 1 st (or the most recent) Application for Extension of Time.	
	n/a	
10/1/	"Extended To" date for complete application of water resulting from the 1 st (or the most recent) Application for Extension of Time.	

CHART-D (Continued)

DATE	WORK ACCOMPLISHED AFTER THE LAST EXTENSION PERIOD EXPIRED <i>List all work done after the last authorized date for complete application of water up to the date of this Application for Extension of Time.</i>	COST*
	n/a	

Total Cost of Chart-D	
------------------------------	--

* If exact cost is not known, you must provide your best estimate.

[OAR 690-315-0020(3)(f)]

4. Cost of project to date \$2,000
 (The total combined cost from CHART-C and CHART-D)

5. **Provide evidence of the maximum rate (or duty, if applicable) of water diverted for beneficial use under this permit and/or prior extensions of time (if any) made to date.**



TIP: Report the rate used to date. Unless full beneficial use has been made, this rate will be less than the rate authorized on the permit.

5-A) **For Surface Water Permit Extensions (e.g. S-XXXX or R-XXXX):**



TIP: Report the rate in the same units of measurement as specified in the permit.

Maximum rate used to date = 0.098 cfs (cubic feet per second) or,

Maximum rate used to date = ~~_____~~ gpm (gallons per minute) or,

Acre-feet stored to date = ~~_____~~ AF

5-B) **For Ground Water Permit Extensions (e.g. G-XXXX):**



TIP: Include information from ALL wells that pertain to this permit, including drilled wells not currently used.

CHART-E

Well # as identified on Permit	Water User's Well #	Has this well been drilled?	IF DRILLED					
			Well Log Number e.g. MORR 50473	Well Tag Number e.g. # 27566 or N/A	Is the actual drilled location authorized on this permit or on a permit amendment? (See 5-C below)	Maximum instantaneous rate used from this well - - under this permit only (CFS or GPM)	Is this well authorized or utilized under any OTHER water rights?	If yes, provide the Permit, Certificate, or Transfer No.
		Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>			Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>		Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>	- -
		Yes <input type="checkbox"/> No <input type="checkbox"/>			Yes <input type="checkbox"/> No <input type="checkbox"/>		Yes <input type="checkbox"/> No <input type="checkbox"/>	- -
		Yes <input type="checkbox"/> No <input type="checkbox"/>			Yes <input type="checkbox"/> No <input type="checkbox"/>		Yes <input type="checkbox"/> No <input type="checkbox"/>	- -
		Yes <input type="checkbox"/> No <input type="checkbox"/>			Yes <input type="checkbox"/> No <input type="checkbox"/>		Yes <input type="checkbox"/> No <input type="checkbox"/>	- -
Total instantaneous rate from all wells utilized under this permit						<u>0.098</u>		

5-C) If the drilled location of a well is not authorized on this permit, please specify its location below, or provide a map showing its location. Has or will a Permit Amendment Application been/be filed? Yes No

n/a

If a Permit Amendment Application has been filed: Transfer No. T-_____

Well # _____: Actual location: _____

Well # _____: Actual location: _____

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SALEM, OREGON WRSD

6. Provide the total number of acres irrigated to date under this permit (if applicable).

Total acres irrigated to date: 7.81

Ground Water Permits: Please specify which wells are being utilized for this irrigation.

Well # 0.098 Acres 7.81 Well # _____ Acres _____

Well # _____ Acres _____ Well # _____ Acres _____

7. Provide a summary of your future plans and schedule to complete the construction of the water system, and/or apply water to full beneficial use under the terms and conditions of the permit.

CHART-F

APPROXIMATE DATE RANGE (projected)	WORK OR ACTION TO BE ACCOMPLISHED (projected)	ESTIMATED COST (projected)
1-5 yrs	install additional drip irrig.	15,000
1-5 yrs	meter installation	1,000
5-10 yr		
Year:	Date intend to apply water to full beneficial use under the terms and conditions of this permit.	
Total Cost		\$16,000

8. Estimated remaining cost to complete the project \$16,000
 (The total cost from CHART-F)

9. List the reasons why the project was not constructed, and/or water was not beneficially used within permit time limits. Provide supporting information for the reason(s) that best fits your circumstances (A, B, C or D).

9-A) The project is of a size and scope that was originally planned to be phased in over a time frame longer than the one allowed in the permit.

9-B) The financial resources needed to develop the project precluded completion of the project within authorized time frames.

economic issues & nursery prices caused annual setbacks.

9-C) Good faith attempts to comply with permit conditions and/or acquire permits from other agencies, or otherwise comply with government regulations, delayed completion of the project.

9-D) Acts of God or other unforeseen events delayed full development of the water system and use of water within the authorized time frames.

[OAR 690-315-0020(3)(k)]

10. Justify the time requested to complete the project and/or apply the water to full beneficial use. Your justification should combine information from your answers from Questions 2-B, 7, 8, and 9 of this Application for Extension of Time, and should also include any other information or evidence to establish that the requested amount of time is sufficient and that you will be able to complete the project within the amount of time requested.

11. Provide any other information you wish OWRD to consider while evaluating your Application for Extension of Time.

I am the permit holder, or have written authorization from the permit holder (attached to this Application for Extension of Time), to apply for an extension of time under this permit. I understand that false or misleading statements in this extension application are grounds for OWRD to suspend processing of the request and/or reason to deny the extension.

[Handwritten Signature]

Signature

9-24-13

Date

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SEP 24 2013

WATER RESOURCES DEPT
SALEM, OREGON

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STATE OF OREGON

COUNTY OF MARION

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

FLOYD RILEY
13384 RIVER RD. NE
GERVAIS, OREGON 97026

PHONE: (503) 390-2166

The specific limits and conditions of the use are listed below.

APPLICATION FILE NUMBER: G-14445

SOURCE OF WATER: A WELL IN EAST CHAMPOEG CREEK BASIN

PURPOSE OR USE: IRRIGATION OF 7.81 ACRES

MAXIMUM RATE: 0.098 CUBIC FOOT PER SECOND

PERIOD OF USE: MARCH 1 THROUGH OCTOBER 31

DATE OF PRIORITY: JANUARY 29, 1997

POINT OF DIVERSION LOCATION: NW 1/4 NW 1/4, SECTION 29, T5S, R2W, W.M.;
675 FEET SOUTH AND 60 FEET EAST FROM THE NW CORNER, SECTION 29

The amount of water used for irrigation under this right, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second (or its equivalent) and 2 ½ acre-feet for each acre irrigated during the irrigation season of each year.

THE PLACE OF USE IS LOCATED AS FOLLOWS:

NW 1/4 NW 1/4 6.47 ACRES
SECTION 29

NE 1/4 NE 1/4 1.34 ACRES
SECTION 30

TOWNSHIP 5 SOUTH, RANGE 2 WEST, W.M.

Measurement, recording and reporting conditions:

- A. The Director may require the permittee to install a meter or other suitable measuring device as approved by the Director. If the Director notifies the permittee to install a meter or other measuring device, the permittee shall install such device within the period stated in the notice. Such installation period shall not be less than 90 days unless special circumstances warrant a shorter installation period. Once installed, the permittee shall maintain the meter or measuring device in good working order and shall allow the

watermaster access to the meter or measuring device. The Director may provide an opportunity for the permittee to submit alternative measuring procedures for review and approval.

- B. The Director may require the permittee to keep and maintain a record of the amount (volume) of water used and may require the permittee to report water use on a periodic schedule as established by the Director. In addition, the Director may require the permittee to report general water use information, the periods of water use and the place and nature of use of water under the permit. The Director may provide an opportunity for the permittee to submit alternative reporting procedures for review and approval.

If substantial interference with a senior water right occurs due to withdrawal of water from any well listed on this permit, then use of water from the well(s) shall be discontinued or reduced and/or the schedule of withdrawal shall be regulated until or unless the Department approves or implements an alternative administrative action to mitigate the interference. The Department encourages junior and senior appropriators to jointly develop plans to mitigate interferences.

To monitor the effect of water use from the well(s) authorized under this permit, the Department requires the water user to make and report annual static water level measurements. The static water level shall be measured in the month of March. Reports shall be submitted to the Department within 30 days of measurement.

Measurements must be made according to the following schedule:

Before Use of Water Takes Place

Initial and Annual Measurements

The Department requires the permittee to submit an initial water level measurement in the month specified above once well construction is complete and annually thereafter until use of water begins; and

After Use of Water has Begun

Reference Water Level Determination

Following the first year of water use, the user shall submit one static water level measurement in the month specified above which will establish the reference level against which future annual measurements will be compared. The water user is not required to measure additional water levels after the reference level has been determined unless required by the Director. The additional measurements may be required in a different month. If the measurement requirement is stopped, the Director may restart it at any time.

All measurements shall be made by a certified water rights examiner, registered professional geologist, registered professional engineer, licensed well constructor or pump installer licensed by the Construction Contractors Board and be submitted to the Department on forms provided

by the Department. The Department requires the individual performing the measurement to:

- (A) Identify each well with its associated measurement; and
- (B) Measure and report water levels to the nearest tenth of a foot as depth-to-water below ground surface; and
- (C) Specify the method used to obtain each well measurement; and
- (D) Certify the accuracy of all measurements and calculations submitted to the Department.

The water user shall discontinue use of, or reduce the rate or volume of withdrawal from, the well(s) if annual water level measurements reveal any of the following events:

- (A) An average water level decline of three or more feet per year for five consecutive years; or
- (B) A water level decline of 15 or more feet in fewer than five consecutive years; or
- (C) A water level decline of 25 or more feet; or
- (D) Hydraulic interference leading to a decline of 25 or more feet in any neighboring well with senior priority.

The period of non or restricted use shall continue until the annual water level rises above the decline level which triggered the action or until the Department determines, based on the permittee's and/or the Department's data and analysis, that no action is necessary because the aquifer in question can sustain the observed declines without adversely impacting the resource or senior water rights. The water user shall in no instance allow excessive decline, as defined in Commission rules, to occur within the aquifer as a result of use under this permit. If more than one well is involved, the water user may submit an alternative measurement and reporting plan for review and approval by the Department.

STANDARD CONDITIONS

The wells shall be constructed in accordance with the General Standards for the Construction and Maintenance of Water Wells in Oregon. The works shall be equipped with a usable access port, and may also include an air line and pressure gauge adequate to determine water level elevation in the well at all times.

The use shall conform to such reasonable rotation system as may be ordered by the proper state officer.

Prior to receiving a certificate of water right, the permit holder shall submit the results of a pump test meeting the department's standards, to the Water Resources Department. The Director may require water level or pump test results every ten years thereafter.

Failure to comply with any of the provisions of this permit may result in action including, but not limited to, restrictions on the use, civil penalties, or cancellation of the permit.

This permit is for the beneficial use of water without waste. The water user is advised that new regulations may require the use of best practical technologies or conservation practices to achieve this end.

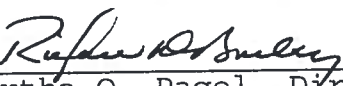
By law, the land use associated with this water use must be in compliance with statewide land-use goals and any local acknowledged land-use plan.

The use of water shall be limited when it interferes with any prior surface or ground water rights.

The Director finds that the proposed use(s) of water described by this permit, as conditioned, will not impair or be detrimental to the public interest.

Actual construction of the well shall begin within one year from permit issuance. Complete application of water to the use shall be made on or before October 1, 2002. Within one year after complete application of water to the proposed use, the permittee shall submit a claim of beneficial use, which includes a map and report, prepared by a Certified Water Rights Examiner (CWRE).

Issued March 31, 1998



Martha O. Pagel, Director
Water Resources Department

Application G-14445 Water Resources Department
Basin 02 Volume 18A CHAMPOEG CR & MISC
LKS MGMT.CODES 7BG 7BR 7EG 7ER

PERMIT G-13370
District 16

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JUN 21 1996 D.# L01904

STATE OF OREGON WATER SUPPLY WELL REPORT

(as required by ORS 537.763)

WATER RESOURCES DEPT.

MAR 50586

(START CARD) # 89995

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

(1) OWNER: Well Number Name FLOYD RILEY Address 13384 RIVER RD. N.E. City GERVAIS State OR Zip 97026

(2) TYPE OF WORK: [X] New Well [] Deepening [] Alteration (repair/recondition) [] Abandonment

(3) DRILL METHOD: [X] Rotary Air [] Rotary Mud [] Cable [] Auger [] Other

(4) PROPOSED USE: [] Domestic [] Community [] Industrial [X] Irrigation [] Thermal [] Injection [] Livestock [] Other

(5) BORE HOLE CONSTRUCTION: Special Construction approval [] Yes [X] No Depth of Completed Well 154 ft. Explosives used [] Yes [X] No Type Amount

Table with columns: Diameter, From, To, Material, From, To, Sacks or pounds. Row 1: 6, 0, 23, BENTONITE, 0, 23, 14 SACKS. Row 2: 6, 23, 154.

How was seal placed: Method [] A [] B [] C [] D [] E [X] Other POURED IN DRY

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. Rows for Casing and Liner.

Final location of shoe(s) 154.5

(7) PERFORATIONS/SCREENS: Table with columns: From, To, Slot size, Number, Diameter, Tele/pipe size, Casing, Liner. Row 1: 140, 152, 1/4, 240, [X] []

(8) WELL TESTS: Minimum testing time is 1 hour. Table with columns: Yield gal/min, Drawdown, Drill stem at, Time. Rows: 75, 150, 90, 150, 1 hr, 2 HR.

Temperature of water 56 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 5S N or S Range 2W E or W. WM. Section 29 NW 1/4 NW 1/4 Tax Lot 600 Lot Block Subdivision Street Address of Well (or nearest address) SAME

(10) STATIC WATER LEVEL: 24 ft. below land surface. Date 6-8-96 Artesian pressure lb. per square inch. Date

(11) WATER BEARING ZONES: Depth at which water was first found APPROX. 18

Table with columns: From, To, Estimated Flow Rate, SWL. Row 1: 72, 88, NA, 24. Row 2: 95, 152, 150+ or -, 24.

(12) WELL LOG: Ground Elevation

Table with columns: Material, From, To, SWL. Rows: TOP SOIL, CLAY BROWN, CLAY BROWN SILTY, CLAY GREY, SAND FINE SILTY, SILT GREY HARD, SAND FINE GREY, SAND FINE MED W/GRAVEL FINE, GRAVEL CLAY COURSE GREY, SAND SOME GRAVEL FINE GREY, GRAVEL SOME SAND MED GREY, GRAVEL MED TO FINE LOOSE, GRAVEL CEMENTED GREY SOME, CLAY GREY.

Date started 6-7-96 Completed 6-8-96

(unbonded) Water Well Constructor Certification: I certify that the work I performed on the construction, alteration, or abandonment of this well is in compliance with Oregon water supply well construction standards. Materials used and information reported above are true to the best of my knowledge and belief. Signed: [Signature] WWC Number 1487 Date 6-17-96

(bonded) Water Well Constructor Certification: I accept responsibility for the construction, alteration, or abandonment work performed on this well during the construction dates reported above. All work performed during this time is in compliance with Oregon water supply well construction standards. This report is true to the best of my knowledge and belief. Signed: [Signature] WWC Number 688 Date 6-17-96



Oregon

John A. Kitzhaber, MD, Governor

Water Resources Department
North Mall Office Building
725 Summer Street NE, Suite A
Salem, OR 97301-1271
503-986-0900
FAX 503-986-0904

October 8, 2013

REFERENCE: Application for Extension of Time

Dear Extension of Time Applicant:

The Water Right Services Division has received your application for an extension of time for **APPLICATION FILE #:** G-14445 (**Permit** G-13370). Your application will be reviewed in the future. Following the review, you will receive a Proposed Final Order either approving or rejecting the extension of time request. A 45-day protest period begins upon issuance of the Proposed Final Order. After the protest period closes, a Final Order is issued.

If you are interested in having your application reviewed sooner, you may pay to have your file processed immediately, using the Reimbursement Authority program, which is described at: http://www.wrd.state.or.us/OWRD/mgmt_reimbursement_authority.shtml

You may continue the use of water under your water right until the Water Resources Department formally takes action on your extension application. If your permit includes conditions, water use reporting, water level measurement reporting, etc., you are required to comply with the conditions.

Any additional development that occurs after the expired completion date, identified on the permit or an extension order, can only be claimed upon an approved extension application.

If you have questions concerning your extension of time application, please contact Extension Specialist at (503) 986-0825. For general information about the Water Resources Department, you may contact the Water Resources' Customer Service Group at (503) 986-0801 or you may access the Department's website at: www.wrd.state.or.us.

Application # G-14445 Permit # G-1337D

Public Notice Route Slip ... New Application Extension of Time
per Division 315 Rules... (Extensions received on July 1, 2001 or after)

◆ WRIG... Money Received on: 9/24/01 13

◆ Extension Specialist...

Added to tracking spreadsheet

After fee is receipted and app is added to spreadsheet, route to...

◆ Codi Holmes...

Publish on Public Notice (initial 30-day comment): Date of notice 10-8-13 CH

Update WRIS Database

In the "PNotice Date" field... Enter the date the Extension Application was published on the Public Notice.

In the "Ext Filed" field... Enter the date the Extension Application was received.

Yes or No: Return file to Extension Specialist after PN _____

**STATE OF OREGON
WATER RESOURCES DEPARTMENT**

725 Summer St. N.E. Ste. A
SALEM, OR 97301-4172

(503) 986-0900 / (503) 986-0904 (fax)

RECEIPT # **110044**

APPLICATION # _____

RECEIVED FROM: NC Nursery LLC

APPLICATION	G 14445
PERMIT	
TRANSFER	

BY: _____

CASH: CHECK:# 1553 OTHER: (IDENTIFY) _____

TOTAL REC'D \$ 575.00

1083 TREASURY 4170 WRD MISC CASH ACCT

0407 COPIES	\$
OTHER: (IDENTIFY)	\$

0243 I/S Lease _____ 0244 Muni Water Mgmt. Plan _____ 0245 Cons. Water _____

4270 WRD OPERATING ACCT

MISCELLANEOUS

0407 COPY & TAPE FEES	\$
0410 RESEARCH FEES	\$
0408 MISC REVENUE: (IDENTIFY)	\$
TC162 DEPOSIT LIAB. (IDENTIFY)	\$
0240 EXTENSION OF TIME	\$ <u>575.00</u>

46111

WATER RIGHTS:

0201 SURFACE WATER	EXAM FEE	0202	RECORD FEE
0203 GROUND WATER	\$	0204	\$
0205 TRANSFER	\$		

WELL CONSTRUCTION

0218 WELL DRILL CONSTRUCTOR	EXAM FEE	0219	LICENSE FEE
LANDOWNER'S PERMIT	\$	0220	\$

OTHER (IDENTIFY) _____

0536 TREASURY 0437 WELL CONST. START FEE

0211 WELL CONST START FEE	\$	CARD #
0210 MONITORING WELLS	\$	CARD #

OTHER (IDENTIFY) _____

0607 TREASURY 0467 HYDRO ACTIVITY LIC NUMBER

0233 POWER LICENSE FEE (FW/WRD)	\$
0231 HYDRO LICENSE FEE (FW/WRD)	\$
HYDRO APPLICATION	\$

**RECEIVED
OVER THE COUNTER**

TREASURY OTHER / RDX

FUND _____	TITLE _____
OBJ. CODE _____	VENDOR # _____
DESCRIPTION _____	\$ _____

RECEIPT: **110044**

DATED: 9-24-13 BY: B Williamson

**STATE OF OREGON
WATER RESOURCES DEPARTMENT**

725 Summer St. N.E. Ste. A
SALEM, OR 97301-4172

(503) 986-0900 / (503) 986-0904 (fax)

RECEIPT # **110044**

INVOICE # _____

RECEIVED FROM: NC Nursery LLC
BY: _____

APPLICATION	G 14445
PERMIT	
TRANSFER	

CASH: CHECK:# 1553 OTHER: (IDENTIFY) _____

TOTAL REC'D \$ 575.00

1083 TREASURY 4170 WRD MISC CASH ACCT

0407 COPIES \$ _____
OTHER: (IDENTIFY) \$ _____

0243 I/S Lease _____ 0244 Muni Water Mgmt. Plan _____ 0245 Cons. Water _____

4270 WRD OPERATING ACCT

MISCELLANEOUS

0407 COPY & TAPE FEES \$ _____
0410 RESEARCH FEES \$ _____
0408 MISC REVENUE: (IDENTIFY) \$ _____
TC162 DEPOSIT LIAB. (IDENTIFY) \$ _____
0240 EXTENSION OF TIME \$ 575.00

46111

WATER RIGHTS:

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WELL CONSTRUCTION

0218 WELL DRILL CONSTRUCTOR	EXAM FEE	0219	LICENSE FEE
LANDOWNER'S PERMIT	\$	0220	\$

OTHER (IDENTIFY) _____

0536 TREASURY 0437 WELL CONST. START FEE

0211 WELL CONST START FEE	\$	CARD #
0210 MONITORING WELLS	\$	CARD #

OTHER (IDENTIFY) _____

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0233 POWER LICENSE FEE (FWWRD)	\$
0231 HYDRO LICENSE FEE (FWWRD)	\$
HYDRO APPLICATION	\$

**RECEIVED
OVER THE COUNTER**

TREASURY OTHER / RDX

FUND _____ TITLE _____
OBJ. CODE _____ VENDOR # _____
DESCRIPTION _____ \$ _____

RECEIPT: **110044**

DATED: 9.24.13 BY: B Williamson

STATE OF OREGON
 WATER SUPPLY WELL REPORT
 (as required by ORS 537.765)

WELL I.D.# L01904

61445

MAR1056586

(START CARD) # 89995

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

(1) OWNER: Well Number _____
 Name FLOYD RILEY
 Address 13384 RIVER RD. N.E.
 City GERVAIS State OR Zip 97026

(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 154 ft.
 Explosives used Yes No Type _____ Amount _____

HOLE			SEAL			Sacks or pounds
Diameter	From	To	Material	From	To	
10	0	23	BENTONITE	0	23	14 SACKS
6	23	154				

How was seal placed: Method A B C D E
 Other POURED IN DRY
 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	+1	154	250	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
					<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
					<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Liner:					<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
					<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Final location of shoe(s) 154.5

(7) PERFORATIONS/SCREENS:

Perforations Method ROTARY ATR KNIFE
 Screens Type _____ Material _____

From	To	Slot size	Number	Diameter	Tele/pipe size	Casing	Liner
140	152	<u>1/4"</u>	240			<input checked="" type="checkbox"/>	<input type="checkbox"/>
						<input type="checkbox"/>	<input type="checkbox"/>
						<input type="checkbox"/>	<input type="checkbox"/>
						<input type="checkbox"/>	<input type="checkbox"/>

RECEIVED
 JAN 29 1997

(8) WELL TESTS: Minimum testing time is 1 hour
 WATER RESOURCES DEPT.
 SALEM, OREGON

Yield gal/min	Drawdown	Drill stem at	Time
75		90	1 hr.
150		150	2 HR

Temperature of water 56 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 5S N or S Range 2W E or W. WM.
 Section 29 NW 1/4 NW 1/4
 Tax Lot 600 Lot _____ Block _____ Subdivision _____
 Street Address of Well (or nearest address) SAME

(10) STATIC WATER LEVEL:
24 ft. below land surface. Date 6-8-96
 Artesian pressure _____ lb. per square inch. Date _____

(11) WATER BEARING ZONES:

Depth at which water was first found APPROX. 18

From	To	Estimated Flow Rate	SWL
72	88	NA	24
95	152	150+ or -	24

(12) WELL LOG:
 Ground Elevation _____

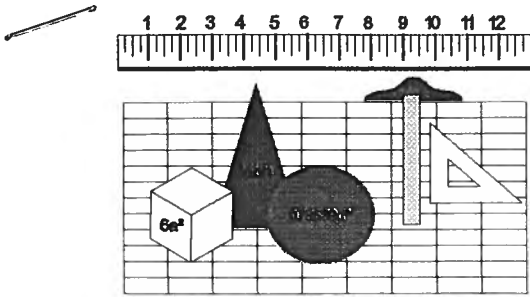
Material	From	To	SWL
TOP SOIL	0	1	
CLAY BROWN	1	3	
CLAY BROWN SILTY	3	27	
CLAY GREY	27	72	
SAND FINE SILTY	72	88	
SILT GREY HARD	88	95	
SAND FINE GREY	95	105	
SAND FINE MED W/GRAVEL FINE	105	112	
GRAVEL CLAY COURSE GREY	112	117	
SAND SOME GRAVEL FINE GREY	117	131	
GRAVEL SOME SAND MED GREY	131	138	
GRAVEL MED TO FINE LOOSE	138	152	
GRAVEL CEMENTED GREY SOME	152		
CLAY GREY		154	

Westerberg Drilling, Inc.
35728 S. Kropf Rd.
Medalla, OR 97038
829-2526

Date started 6-7-96 Completed 6-8-96

(unbonded) Water Well Constructor Certification:
 I certify that the work I performed on the construction, alteration, or abandonment of this well is in compliance with Oregon water supply well construction standards. Materials used and information reported above are true to the best of my knowledge and belief.
 Signed: _____ WWC Number 1487
 Date 6-17-96

(bonded) Water Well Constructor Certification:
 I accept responsibility for the construction, alteration, or abandonment work performed on this well during the construction dates reported above. All work performed during this time is in compliance with Oregon water supply well construction standards. This report is true to the best of my knowledge and belief.
 Signed: Steven T. Stedeli WWC Number 688
 Date 6-17-96



Bruce D. Wilson
Civil Engineer/PE/CWRE
1975 Rock Ledge Dr. N.E.
Keizer, OR 97303
(503)390-8446
email: wilsonbj@open.org

RECEIVED

APR 16 1998

WATER RESOURCES DEPT.
SALEM, OREGON

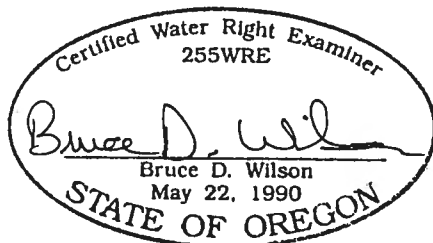
Oregon Department of Water Resources
Commerce Building
158 12th Street NE
Salem, OR 97310-0210

Date: April 11, 1998

Subject: Floyd Riley Water Right Application
Application Number: G-14445
Reference Water Level Determination

On April 7, 1998 I performed a reference water level determination on Floyd Riley's irrigation well. The depth-to-water in the well was determined to be 17.2 feet from the ground surface surrounding the well using a Soil Test model 760A Water Level Indicator.

I certify the well depth measurement is accurate to the best of my knowledge and skill level.



BRUCE D. WILSON
Civil Engineer/PE/CWRE

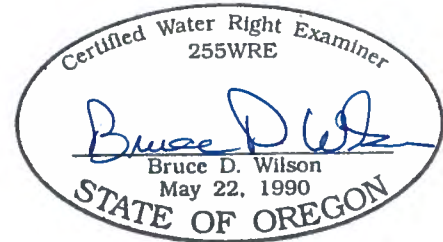
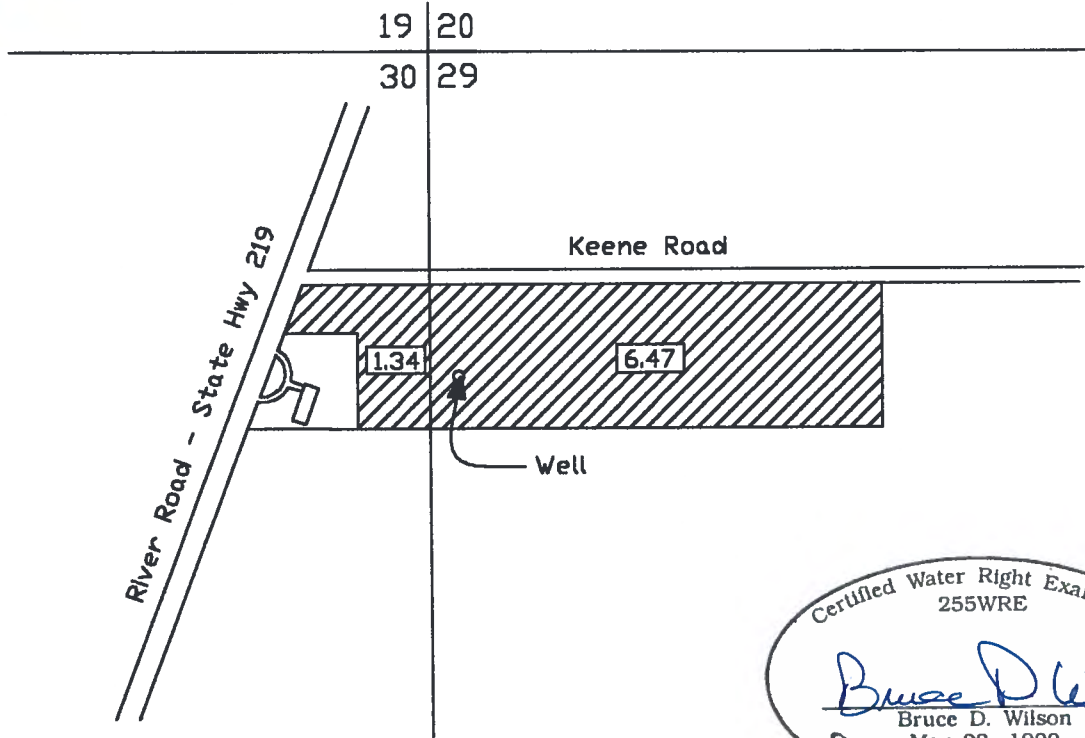
cc: Floyd Riley, Gervais, OR

RECEIVED

JAN 29 1997

WATER RESOURCES DEPT.
SALEM, OREGON

T5S R2W W.M.



FLOYD RILEY



Irrigated Area -

The well is located 60 feet East and 675 feet South from the N.W. corner of section 29.

Application No. G 14445

Permit No. G13370



Oregon

John A. Kitzhaber, M.D., Governor

Water Resources Department

Commerce Building
158 12th Street NE
Salem, OR 97310-0210
(503) 378-3739
FAX (503) 378-8130

April 6, 1999

NIKON & LUBA CAM
13384 RIVER RD NE
GERVAIS OR 97026

REFERENCE: File G-14445

The assignment of Permit G-13370 from Floyd Riley to you has been recorded in the records of the Water Resources Department. Our records have been changed accordingly and the original assignment is enclosed.

Our receipt number 28587 covering the \$25 recording fee has been sent to Floyd Riley.

Sincerely,

Dallas S. Miller
Water Rights Specialist

DSM:jh

enclosure

cc: Bill Ferber, Watermaster
Data Center, OWRD
Bruce Wilson, CWRE
Floyd Riley - 4997 Nomore St. N. - Keizer, OR 97303

Mailing List for PFO Copies

Application #G-14445

PFO Date October 7, 1997

Original mailed to:

Applicant: FLOYD RILEY, 13384 RIVER RD NE, GERVAIS, OREGON 97026

Copies sent to:

1. WRD - File # G-14445
- 2.

PFO, Map, and Fact Sheet Copies sent to:

3. WRD - Watermaster # District 16
4. WRD - Regional Manager: NWR
5. ODFW District Biologist: West Slope Willamette District

Copies sent to Other Interested Persons (*CWRE, Agent, Well Driller, Commenter, etc.*)

6. Bruce D. Wilson, CWRE

7. _____

8. _____

9. _____

10. _____

11. _____

12. _____

13. _____

"\$10 LETTER" sent to Interested Persons who have not protested or paid for copies

1. _____

2. _____

3. _____

CASEWORKER : LKS

Copies Mailed
By: <u>Car</u>
(SUPPORT STAFF)
on: <u>10/4/97</u>
(DATE)

Oregon Water Resources Department
Water Rights Division

Water Rights Application
Number G-14445

Final Order

Application History

On January 29, 1997, FLOYD RILEY submitted an application to the Department for a water use permit. The Department issued a Proposed Final Order on October 7, 1997. The protest period closed November 21, 1997, and no protest was filed.

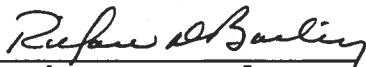
The proposed use would not impair or be detrimental to the public interest.

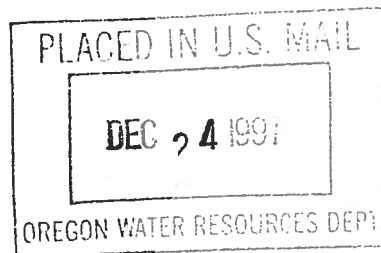
Order

Upon payment of outstanding permit recording fees, Application G-14445 shall be approved as proposed by the Proposed Final Order and as provided on the attached draft permit.

Permit recording fees are required in the amount of \$ 100.00. Said fees are due and payable no later than 60 days from the date of this Final Order. Failure to pay the required permit recording fees within 60 days from the date of this Final Order will result in the proposed rejection of Application G-14445.

DATED December 15, 1997


Martha O. Pagel
Director



Appeal Rights

No changes have been made to the findings of the Proposed Final Order and no protests were filed during the protest period following the Proposed Final Order, therefore, there is no opportunity for appeal or judicial review of this final order (690-310-160(5)).

STATE OF OREGON

COUNTY OF MARION

DRAFT PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS DRAFT PERMIT IS HEREBY ISSUED TO

FLOYD RILEY
13384 RIVER RD. NE
GERVAIS, OREGON 97026

PHONE: (503) 390-2166

The specific limits and conditions of the use are listed below.

APPLICATION FILE NUMBER: G-14445

SOURCE OF WATER: A WELL IN EAST CHAMPOEG CREEK BASIN

PURPOSE OR USE: IRRIGATION OF 7.81 ACRES

MAXIMUM RATE: 0.098 CUBIC FOOT PER SECOND

PERIOD OF USE: MARCH 1 THROUGH OCTOBER 31

DATE OF PRIORITY: JANUARY 29, 1997

POINT OF DIVERSION LOCATION: NW 1/4 NW 1/4, SECTION 29, T5S, R2W, W.M.;
675 FEET SOUTH AND 60 FEET EAST FROM THE NW CORNER, SECTION 29

The amount of water used for irrigation under this right, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second (or its equivalent) and 2 1/2 acre-feet for each acre irrigated during the irrigation season of each year.

THE PLACE OF USE IS LOCATED AS FOLLOWS:

NW 1/4 NW 1/4 6.47 ACRES
SECTION 29
NE 1/4 NE 1/4 1.34 ACRES
SECTION 30
TOWNSHIP 5 SOUTH, RANGE 2 WEST, W.M.

Measurement, recording and reporting conditions:

- A. The Director may require the permittee to install a meter or other suitable measuring device as approved by the Director. If the Director notifies the permittee to install a meter or other measuring device, the permittee shall install such device within the period stated in the notice. Such installation period shall not be less than 90 days unless special circumstances warrant a shorter installation period. Once installed, the permittee shall maintain the meter or measuring device in good working order and shall allow the

watermaster access to the meter or measuring device. The Director may provide an opportunity for the permittee to submit alternative measuring procedures for review and approval.

- B. The Director may require the permittee to keep and maintain a record of the amount (volume) of water used and may require the permittee to report water use on a periodic schedule as established by the Director. In addition, the Director may require the permittee to report general water use information, the periods of water use and the place and nature of use of water under the permit. The Director may provide an opportunity for the permittee to submit alternative reporting procedures for review and approval.

If substantial interference with a senior water right occurs due to withdrawal of water from any well listed on this permit, then use of water from the well(s) shall be discontinued or reduced and/or the schedule of withdrawal shall be regulated until or unless the Department approves or implements an alternative administrative action to mitigate the interference. The Department encourages junior and senior appropriators to jointly develop plans to mitigate interferences.

To monitor the effect of water use from the well(s) authorized under this permit, the Department requires the water user to make and report annual static water level measurements. The static water level shall be measured in the month of March. Reports shall be submitted to the Department within 30 days of measurement.

Measurements must be made according to the following schedule:

Before Use of Water Takes Place

Initial and Annual Measurements

The Department requires the permittee to submit an initial water level measurement in the month specified above once well construction is complete and annually thereafter until use of water begins; and

After Use of Water has Begun

Reference Water Level Determination

Following the first year of water use, the user shall submit one static water level measurement in the month specified above which will establish the reference level against which future annual measurements will be compared. The water user is not required to measure additional water levels after the reference level has been determined unless required by the Director. The additional measurements may be required in a different month. If the measurement requirement is stopped, the Director may restart it at any time.

All measurements shall be made by a certified water rights examiner, registered professional geologist, registered professional engineer, licensed well constructor or pump installer licensed by the Construction Contractors Board and be submitted to the Department on forms provided

by the Department. The Department requires the individual performing the measurement to:

- (A) Identify each well with its associated measurement; and
- (B) Measure and report water levels to the nearest tenth of a foot as depth-to-water below ground surface; and
- (C) Specify the method used to obtain each well measurement; and
- (D) Certify the accuracy of all measurements and calculations submitted to the Department.

The water user shall discontinue use of, or reduce the rate or volume of withdrawal from, the well(s) if annual water level measurements reveal any of the following events:

- (A) An average water level decline of three or more feet per year for five consecutive years; or
- (B) A water level decline of 15 or more feet in fewer than five consecutive years; or
- (C) A water level decline of 25 or more feet; or
- (D) Hydraulic interference leading to a decline of 25 or more feet in any neighboring well with senior priority.

The period of non or restricted use shall continue until the annual water level rises above the decline level which triggered the action or until the Department determines, based on the permittee's and/or the Department's data and analysis, that no action is necessary because the aquifer in question can sustain the observed declines without adversely impacting the resource or senior water rights. The water user shall in no instance allow excessive decline, as defined in Commission rules, to occur within the aquifer as a result of use under this permit. If more than one well is involved, the water user may submit an alternative measurement and reporting plan for review and approval by the Department.

STANDARD CONDITIONS

The wells shall be constructed in accordance with the General Standards for the Construction and Maintenance of Water Wells in Oregon. The works shall be equipped with a usable access port, and may also include an air line and pressure gauge adequate to determine water level elevation in the well at all times.

The use shall conform to such reasonable rotation system as may be ordered by the proper state officer.

Prior to receiving a certificate of water right, the permit holder shall submit the results of a pump test meeting the department's standards, to the Water Resources Department. The Director may require water level or pump test results every ten years thereafter.

Failure to comply with any of the provisions of this permit may result in action including, but not limited to, restrictions on the use, civil penalties, or cancellation of the permit.

This permit is for the beneficial use of water without waste. The water user is advised that new regulations may require the use of best practical technologies or conservation practices to achieve this end.

By law, the land use associated with this water use must be in compliance with statewide land-use goals and any local acknowledged land-use plan.

The use of water shall be limited when it interferes with any prior surface or ground water rights.

The Director finds that the proposed use(s) of water described by this permit, as conditioned, will not impair or be detrimental to the public interest.

Actual construction of the well shall begin within one year from permit issuance. Complete application of the water to the use shall be made on or before October 1, 2002.

Issued _____, 199__

DRAFT - THIS IS NOT A PERMIT

Martha O. Pagel, Director
Water Resources Department

FO CHECKLIST

FILE # G 14445

REVIEW DATE: 12/7/97

WEEK # ~~115~~ 115

PFO TO FO CONVERSION

INITIALS : **DB**

In preparing the FO, you should check the following:

1. Y / N Were comments or protests received? If so, from whom and when?
2. On the PFO CC list, verify names and addresses of ALL commentors (regardless of comment date), affected landowners, and those who paid the \$10 fee.
3. Y / N / NA If for Surface water, Have affected landowners been notified?
4. Y / N Is the file lacking a signed oath of accuracy for the application?
5. Y / N / NA Has ODFW asked for self certification of screening condition? If so, write "ODFW CERT" in the permit blank on the front of the file.
6. Y / N Is water use prohibited for one or more months of the normal use period?
7. Y / N If # 6 = "Y", is short season letter on file? Note: If short season letter is lacking, see Item #10 below. Give applicant 60 days to submit required information.
8. 100 Verify payment of recording fees (*circle the appropriate option*)
 - (1) Issue FO w/permit if fees are paid – Prepare refund request for excess fees, including standing fees if no protest is filed and no modifications are being made to the PFO
 - (2) Issue FO w/o permit if fees are lacking
9. Y / N Is further processing possible? If not state reason: _____
10. Notify applicant of additional information or fees required prior to permit issuance. (SEND CERTIFIED LETTER & use standard wording from M:\...\FO\TOOLS if possible)
11. Assign permit numbers to files with oath, fees, and no protests or other issues
12. Y / N Do the PFO conclusions requires modification? Why? _____
(If YES, circle FOMOD and one other type below)

FO Type: (circle types)	DENIAL	<input checked="" type="radio"/> FO w/o PERMIT	FO & PERMIT	FOMOD
COMMENTS:		<u>Fee</u>		MGMT CODES: <u>7B</u> <u>7E</u>

Modify FO as needed to:

Initials **DB**

13. Respond to significant comments, issues, or disputes related to the proposed use of water (see notes, if any, listed above)
14. Include or exclude permit conditions and management codes
15. Correct PFO errors (such as POD or POU location (verify from map), Permit format)

Once FO document is completed:

16. Save WordPerfect document in M:\...\FO\WEEK 115 & delete duplicates
17. Print final draft of document and submit to team leader for review
18. Y / N Team leader review completed

**Oregon Water Resources Department
Water Rights Division**

Water Rights Application
Number G-14445

Proposed Final Order

Summary of Recommendation: The Department recommends that the attached draft permit be issued with conditions.

Application History

On January 29, 1997, FLOYD RILEY submitted an application to the Department for the following water use permit:

- Amount of Water: 0.245 CUBIC FOOT PER SECOND (CFS)
- Use of Water: IRRIGATION OF 7.81 ACRES
- Source of Water: A WELL IN EAST CHAMPOEG CREEK BASIN
- Area of Proposed Use: MARION County within SECTION 29 AND SECTION 30, TOWNSHIP 5 SOUTH, RANGE 2 WEST, W.M.

On 6/13/97, the Department mailed the applicant notice of its Initial Review, determining that the use of 0.098 CFS from a well, in East Champoeg Creek Basin, for Irrigation of 7.81 acres is allowable from March 1 through October 31 each year. The applicant did not notify the Department to stop processing the application within 14 days of that date.

On 6/24/97, the Department gave public notice of the application in its weekly notice. The public notice included a request for comments, and information for interested persons about both obtaining future notices and a copy of the proposed final order.

No written comments were received within 30 days.

In reviewing applications, the Department may consider any relevant sources of information, including the following:

- comments by or consultation with another state agency
- any applicable basin program
- any applicable comprehensive plan or zoning ordinance
- the amount of water available
- the rate and duty for the proposed use
- pending senior applications and existing water rights of record
- designations of any critical groundwater areas
- the Scenic Waterway requirements of ORS 390.835

- applicable statutes, administrative rules, and case law
- any general basin-wide standard for flow rate and duty of water allowed
- the need for a flow rate and duty higher than the general standard
- any comments received

Findings of Fact

The Willamette Basin Program allows the following uses: IRRIGATION OF 7.81 ACRES.

Senior water rights exist on A WELL, IN EAST CHAMPOEG CREEK BASIN, or on downstream waters.

A WELL, IN EAST CHAMPOEG CREEK BASIN, is not within or above a State Scenic Waterway.

An assessment of water availability has been completed by the Department's Groundwater/Hydrology Section. A copy of this assessment is in the application file. This assessment determined that water is available for further appropriation for the period MARCH 1 THROUGH OCTOBER 31, the irrigation season.

The Department finds that no more than 0.098 CFS would be necessary for the proposed use. The amount of water requested, 0.245 CFS, shall be restricted to 0.098 CFS.

The well is not within a designated critical ground water area.

The Department determined, based upon OAR 690-09, that the proposed groundwater use will not have the potential for substantial interference with the nearest surface water source.

The Groundwater Section finds that there is **NOT** a preponderance of evidence that the proposed use of groundwater will measurably reduce the surface water flows necessary to maintain the free-flowing character of a scenic waterway in quantities necessary for recreation, fish and wildlife.

Conclusions of Law

Under the provisions of ORS 537.621, the Department must presume that a proposed use will ensure the preservation of the public welfare, safety and health if the proposed use is allowed in the applicable basin program established pursuant to ORS 536.300 and 536.340 or given a preference under ORS 536.310(12), if water is available, if the proposed use will not injure other water rights and if the proposed use complies with rules of the Water Resources Commission.

The proposed use requested in this application is allowed in the Willamette Basin Plan.

No preference for this use is granted under the provisions of ORS 536.310(12).

Water is available for the proposed use.

The proposed use will not injure other water rights.

The proposed use complies with rules of the Water Resources Commission.

The proposed use complies with the State Agency Agreement for land use.

No proposed flow rate and duty of water higher than the general basin-wide standard is needed.

For these reasons, the required presumption has been established.

Under the provisions of ORS 537.621, once the presumption has been established, it may be overcome by a preponderance of evidence that either:

- (a) One or more of the criteria for establishing the presumption are not satisfied; or
- (b) The proposed use would not ensure the preservation of the public welfare, safety and health as demonstrated in comments, in a protest . . . or in a finding of the department that shows:
 - (A) The specific aspect of the public welfare, safety and health under ORS 537.525 that would be impaired or detrimentally affected; and
 - (B) Specifically how the identified aspect of the public welfare, safety and health under ORS 537.525 would be impaired or be adversely affected.

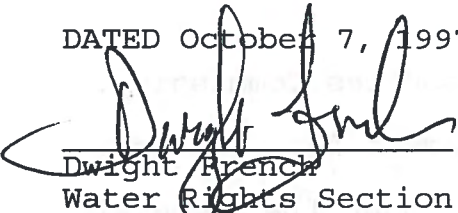
In this application, all criteria for establishing the presumption have been satisfied, as noted above. The presumption has not been overcome by a preponderance of evidence that the proposed use would impair or be detrimental to the public interest.

The Department therefore concludes that water is available in the amount necessary for the proposed use; the proposed use will not result in injury to existing water rights; and the proposed use would ensure the preservation of the public welfare, safety and health as described in ORS 537.525.

Recommendation

The Department recommends that the attached draft permit be issued with conditions.

DATED October 7, 1997


Dwight French
Water Rights Section Manager

Protest Rights

Under the provisions of 537.621(7), you have the right to protest this proposed final order. Your protest must be in writing, and must include the following:

- Your name, address, and telephone number;
- A description of your interest in the proposed final order, and, if you claim to represent the public interest, a precise statement of the public interest represented;
- A detailed description of how the action proposed in this proposed final order would impair or be detrimental to your interest;
- A detailed description of how the proposed final order is in error or deficient, and how to correct the alleged error or deficiency;
- Any citation of legal authority to support your protest, if known; and
- If you are not the applicant, the \$200 protest fee required by ORS 536.050 and proof of service of the protest upon the applicant.
- If you are the applicant, a statement of whether or not you are requesting a contested case hearing. If you do not request a hearing, the Department will presume that you do not wish to contest the findings of the proposed final order.
- If you do not protest this Proposed Final Order and if no substantive changes are made in the final order, you will not have an opportunity for judicial review, protest or appeal of the final order when it is issued.

Your protest must be received in the Water Resources Department no later than **November 21, 1997**.

After the protest period has ended, the Director will either issue a final order or schedule a contested case hearing. The contested case hearing will be scheduled only if a protest has been submitted and if

- upon review of the issues, the director finds that there are significant disputes related to the proposed use of water, or
- the applicant requests a contested case hearing within 30 days after the close of the protest period.

DRAFT

This is not a permit!!!
STATE OF OREGON

DRAFT

COUNTY OF MARION

DRAFT PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS DRAFT PERMIT IS HEREBY ISSUED TO

FLOYD RILEY
13384 RIVER RD. NE
GERVAIS, OREGON 97026

PHONE: (503) 390-2166

The specific limits and conditions of the use are listed below.

APPLICATION FILE NUMBER: G-14445

SOURCE OF WATER: A WELL IN EAST CHAMPOEG CREEK BASIN

PURPOSE OR USE: IRRIGATION OF 7.81 ACRES

MAXIMUM RATE: 0.098 CUBIC FOOT PER SECOND

PERIOD OF USE: MARCH 1 THROUGH OCTOBER 31

DATE OF PRIORITY: JANUARY 29, 1997

POINT OF DIVERSION LOCATION: NW 1/4 NW 1/4, SECTION 29, T5S, R2W, W.M.;
675 FEET SOUTH AND 60 FEET EAST FROM THE NW CORNER, SECTION 29

The amount of water used for irrigation under this right, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second (or its equivalent) and 2 ½ acre-feet for each acre irrigated during the irrigation season of each year.

THE PLACE OF USE IS LOCATED AS FOLLOWS:

NW 1/4 NW 1/4 6.47 ACRES
SECTION 29
NE 1/4 NE 1/4 1.34 ACRES
SECTION 30
TOWNSHIP 5 SOUTH, RANGE 2 WEST, W.M.

Measurement, recording and reporting conditions:

- A. The Director may require the permittee to install a meter or other suitable measuring device as approved by the Director. If the Director notifies the permittee to install a meter or other measuring device, the permittee shall install such device within the period stated in the notice. Such installation period shall not be less than 90 days unless special circumstances warrant a shorter installation period. Once installed, the permittee shall maintain the meter or

Application G-14445 Water Resources Department

PERMIT DRAFT

measuring device in good working order and shall allow the watermaster access to the meter or measuring device. The Director may provide an opportunity for the permittee to submit alternative measuring procedures for review and approval.

- B. The Director may require the permittee to keep and maintain a record of the amount (volume) of water used and may require the permittee to report water use on a periodic schedule as established by the Director. In addition, the Director may require the permittee to report general water use information, the periods of water use and the place and nature of use of water under the permit. The Director may provide an opportunity for the permittee to submit alternative reporting procedures for review and approval.

If substantial interference with a senior water right occurs due to withdrawal of water from any well listed on this permit, then use of water from the well(s) shall be discontinued or reduced and/or the schedule of withdrawal shall be regulated until or unless the Department approves or implements an alternative administrative action to mitigate the interference. The Department encourages junior and senior appropriators to jointly develop plans to mitigate interferences.

To monitor the effect of water use from the well(s) authorized under this permit, the Department requires the water user to make and report annual static water level measurements. The static water level shall be measured in the month of March. Reports shall be submitted to the Department within 30 days of measurement.

Measurements must be made according to the following schedule:

Before Use of Water Takes Place

Initial and Annual Measurements

The Department requires the permittee to submit an initial water level measurement in the month specified above once well construction is complete and annually thereafter until use of water begins; and

After Use of Water has Begun

Reference Water Level Determination

Following the first year of water use, the user shall submit one static water level measurement in the month specified above which will establish the reference level against which future annual measurements will be compared. The water user is not required to measure additional water levels after the reference level has been determined unless required by the Director. The additional measurements may be required in a different month. If the measurement requirement is stopped, the Director may restart it at any time.

All measurements shall be made by a certified water rights examiner, registered professional geologist, registered professional engineer, licensed well constructor or pump installer licensed by the Construction

Contractors Board and be submitted to the Department on forms provided by the Department. The Department requires the individual performing the measurement to:

- (A) Identify each well with its associated measurement; and
- (B) Measure and report water levels to the nearest tenth of a foot as depth-to-water below ground surface; and
- (C) Specify the method used to obtain each well measurement; and
- (D) Certify the accuracy of all measurements and calculations submitted to the Department.

The water user shall discontinue use of, or reduce the rate or volume of withdrawal from, the well(s) if annual water level measurements reveal any of the following events:

- (A) An average water level decline of three or more feet per year for five consecutive years; or
- (B) A water level decline of 15 or more feet in fewer than five consecutive years; or
- (C) A water level decline of 25 or more feet; or
- (D) Hydraulic interference leading to a decline of 25 or more feet in any neighboring well with senior priority.

The period of non or restricted use shall continue until the annual water level rises above the decline level which triggered the action or until the Department determines, based on the permittee's and/or the Department's data and analysis, that no action is necessary because the aquifer in question can sustain the observed declines without adversely impacting the resource or senior water rights. The water user shall in no instance allow excessive decline, as defined in Commission rules, to occur within the aquifer as a result of use under this permit. If more than one well is involved, the water user may submit an alternative measurement and reporting plan for review and approval by the Department.

STANDARD CONDITIONS

The wells shall be constructed in accordance with the General Standards for the Construction and Maintenance of Water Wells in Oregon. The works shall be equipped with a usable access port, and may also include an air line and pressure gauge adequate to determine water level elevation in the well at all times.

The use shall conform to such reasonable rotation system as may be ordered by the proper state officer.

Prior to receiving a certificate of water right, the permit holder shall submit the results of a pump test meeting the department's standards, to the Water Resources Department. The Director may require water level or pump test results every ten years thereafter.

Failure to comply with any of the provisions of this permit may result in action including, but not limited to, restrictions on the use, civil penalties, or cancellation of the permit.

This permit is for the beneficial use of water without waste. The water user is advised that new regulations may require the use of best practical technologies or conservation practices to achieve this end.

By law, the land use associated with this water use must be in compliance with statewide land-use goals and any local acknowledged land-use plan.

The use of water shall be limited when it interferes with any prior surface or ground water rights.

The Director finds that the proposed use(s) of water described by this permit, as conditioned, will not impair or be detrimental to the public interest.

Actual construction of the well shall begin within one year from permit issuance. Complete application of the water to the use shall be made on or before October 1, 2001.

Issued _____, 199_

DRAFT - THIS IS NOT A PERMIT

Water Resources Department
Director

June 13, 1997

FLOYD RILEY
13384 RIVER RD NE
GERVAIS, OREGON 97026

Reference: File G-14445

Dear Applicant:

**THIS IS NOT A PERMIT AND IS
SUBJECT TO CHANGE AT THE NEXT PHASE OF PROCESSING.**

This letter is to inform you of the status of your application for water use. Based on the information you have supplied, the Water Resources Department has reached the following conclusions:

Initial Review Determinations:

1. Your application is complete and not defective.
2. The proposed use is not prohibited by law or rule.
3. The use of water for IRRIGATION OF 7.81 ACRES is allowable under OAR 690-502-160(2), the Willamette Basin Program.
4. The Department has determined, based upon OAR 690-09, that the proposed groundwater use will not have the potential for substantial interference with the nearest surface water source, namely EAST CHAMPOEG CREEK.
5. The Department has determined that no more than 0.098 CUBIC FOOT PER SECOND (CFS) would be necessary for the proposed use. The amount requested, 0.245 CFS, will be limited to 0.098 CFS.
6. The Department has also determined, based upon available data, that groundwater in the amount of 0.098 CUBIC-FOOT PER SECOND for IRRIGATION OF 7.81 ACRES will, if properly conditioned, avoid injury to existing rights or to the groundwater resource.

Summary of Initial Determinations

The use of 0.098 CUBIC-FOOT PER SECOND from A WELL IN EAST CHAMPOEG CREEK BASIN for IRRIGATION OF 7.81 ACRES is allowable from March 1 through October 31 each year.



Commerce Building
158 12th Street NE
Salem, OR 97310-0210
(503) 378-3739
FAX (503) 378-8130

Because of these favorable determinations to your application the Department can now move your application to the next phase of the water rights application review process. This phase is where public interest factors will be evaluated.

Please reference the application number when sending any correspondence regarding the conclusions of this initial review. Comments received within the comment period will be evaluated at the next phase of the process.

To Proceed With Your Application:

If you choose to proceed with your application, you do not have to notify the Department. Your application will automatically be placed on the Department's Public Notice to allow others the opportunity to comment. After the comment period the Department will complete a public interest review and issue a proposed final order.

Withdrawal Refunds:

If you choose not to proceed, you may withdraw your application and receive a refund (minus a \$50 processing charge per application.) To accomplish this you must notify the Department in writing by **Friday, June 20, 1997**. For your convenience you may use the enclosed "STOP PROCESSING" form.

If A Permit Is Issued It Will Likely Include The Following Conditions:

1. Measurement, recording and reporting conditions:
 - A. The Director may require the permittee to install a meter or other suitable measuring device as approved by the Director. If the Director notifies the permittee to install a meter or other measuring device, the permittee shall install such device within the period stated in the notice. Such installation period shall not be less than 90 days unless special circumstances warrant a shorter installation period. Once installed, the permittee shall maintain the meter or measuring device in good working order and shall allow the watermaster access to the meter or measuring device. The Director may provide an opportunity for the permittee to submit alternative measuring procedures for review and approval.
 - B. The Director may require the permittee to keep and maintain a record of the amount (volume) of water used and may require the permittee to report water use on a periodic schedule as established by the Director. In addition, the Director may require the permittee to report general water use information, the periods of water use and the place and nature of use of water under

the permit. The Director may provide an opportunity for the permittee to submit alternative reporting procedures for review and approval.

2. You will be required to comply with state and federal water quality standards.
3. If substantial interference with a senior water right occurs due to withdrawal of water from any well listed on this permit, then use of water from the well(s) shall be discontinued or reduced and/or the schedule of withdrawal shall be regulated until or unless the Department approves or implements an alternative administrative action to mitigate the interference. The Department encourages junior and senior appropriators to jointly develop plans to mitigate interferences.
4. To monitor the effect of water use from the well(s) authorized under this permit, the Department requires the water user to make and report annual static water level measurements. The static water level shall be measured in the month of March. Reports shall be submitted to the Department within 30 days of measurement.

Measurements must be made according to the following schedule:

Before Use of Water Takes Place

Initial and Annual Measurements

The Department requires the permittee to submit an initial water level measurement in the month specified above once well construction is complete and annually thereafter until use of water begins; and

After Use of Water has Begun

Reference Water Level Determination

Following the first year of water use, the user shall submit one static water level measurement in the month specified above which will establish the reference level against which future annual measurements will be compared. The water user is not required to measure additional water levels after the reference level has been determined unless required by the Director. The additional measurements may be required in a different month. If the measurement requirement is stopped, the Director may restart it at any time.

All measurements shall be made by a certified water rights examiner, registered professional geologist, registered professional engineer, licensed well constructor or pump installer licensed by the Construction Contractors Board and be submitted to the Department on forms provided by the

Department. The Department requires the individual performing the measurement to:

- (A) Identify each well with its associated measurement; and
- (B) Measure and report water levels to the nearest tenth of a foot as depth-to-water below ground surface; and
- (C) Specify the method used to obtain each well measurement; and
- (D) Certify the accuracy of all measurements and calculations submitted to the Department.

The water user shall discontinue use of, or reduce the rate or volume of withdrawal from, the well(s) if annual water level measurements reveal any of the following events:

- (A) An average water level decline of three or more feet per year for five consecutive years; or
- (B) A water level decline of 15 or more feet in fewer than five consecutive years; or
- (C) A water level decline of 25 or more feet; or
- (D) Hydraulic interference leading to a decline of 25 or more feet in any neighboring well with senior priority.

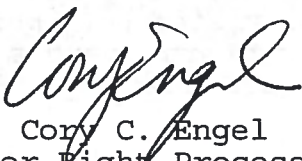
The period of non or restricted use shall continue until the annual water level rises above the decline level which triggered the action or until the Department determines, based on the permittee's and/or the Department's data and analysis, that no action is necessary because the aquifer in question can sustain the observed declines without adversely impacting the resource or senior water rights. The water user shall in no instance allow excessive decline, as defined in Commission rules, to occur within the aquifer as a result of use under this permit. If more than one well is involved, the water user may submit an alternative measurement and reporting plan for review and approval by the Department.

5. The priority date for this application is January 29, 1997.

If you have any questions:

Feel free to call me at (503) 378-8455 or 1 (800) 624-3199 extension 457 if you have any questions. Please have your application number available if you call.

Sincerely,



Mr. Cory C. Engel
Water Right Processing Technician

cc: Regional Manager, Watermaster District 16, Water
Availability Section

enclosures: Flow Chart of Water Right Process
Stop Processing Form

G-14445
wab 02-
pou 02-
gw B

RECEIVED

JAN 29 1997

Application No. G 14445

WATER RESOURCES DEPT.
SALEM, OREGON

State of Oregon
WATER RESOURCES DEPARTMENT

Application for a Permit to Appropriate Groundwater

Applicant(s) Floyd Riley
(Please print or type - use dark ink)

Mailing Address: 13384 River Rd. N.E.

Gervais OR 97026 (503)390-2166
City State Zip Daytime Phone No.

I(We) make application for a permit to appropriate the following described ground waters of the State of Oregon:

1. **THE DEVELOPMENT** (number of wells, tile lines, infiltration galleries, etc.): This
development consists of one well to be used for irrigation.

If development is less than one mile from a natural stream, give the following:

Distance from development to stream: 2,580 Feet

Elevation difference between streambed and development: ~5 Feet

NOTE: Wells must be constructed according to standards set by the department for the construction and maintenance of water wells. If the well is already constructed, please enclose a copy the well driller's log with this application, and skip to Section 2 below.

Diameter of well: _____ Depth in feet: _____

Type and size of well casing: _____ No. of feet: _____

Estimated depth to water: _____

Type of access port or measuring device: _____

Wells to be drilled by: _____

Address: _____

If the water well is flowing artesian, describe your water control and conservation works: _____

2. **TOTAL AMOUNT OF WATER** to be applied to beneficial use: 0.245 cubic feet per second, OR 110 gallons per minute. If water is to be used from more than one groundwater source, give the quantity of water from each: _____

3. **INTENDED USE(S) OF WATER:** Irrigation

If for more than one use, give the quantity of water from each source for each use; _____

If for **DOMESTIC** use, state the number of households to be supplied; _____

If for **MUNICIPAL OR QUASI-MUNICIPAL** use, state the present population to be served, and an estimate of the future requirements; (List population projections, water needs, anticipated areas to be provided water.)

If for **MINING** use, state the nature (gold silver, etc.) of the mines to be served; _____

If for **IRRIGATION**, or other land area use, state the **TOTAL** number of acres to be developed under each use;

Irrigation 7.81

Other (describe) _____

4. **DESCRIPTION OF WATER DELIVERY SYSTEM:** Include dimensions and type of construction of diversion works, length and dimensions of supply ditches or pipelines, size and type of pump and motor. If for irrigation, describe the type of system (i.e., flood, wheel line, hand line, drip, other).

A submersible turbine pump will deliver a maximum of 110 gpm to an above ground aluminum mainline and handlines. The system will be used to irrigate blueberries, marion berries and various other crops.

RECEIVED

JAN 29 1997

**WATER RESOURCES DEPT.
SALEM, OREGON**

5. **PROJECT SCHEDULE:** (List month and year)

Proposed date construction work will begin January 1997

Proposed date construction work will be completed June 1997

Proposed date water use will be completed October 1998

NOTE: Prior to the issuance of a permit it will be necessary to submit a map prepared by a Certified Water Right Examiner (CWRE) and a complete legal description of the property on which the wate is to be used. The legal description may be copied from your deed, title insurance policy, or land sales contract.

6. a) In the event any deficiencies are noted involving the application map enclosed herein, please return the map with instructions for correction to (check one):

_____ Applicant X CWRE _____ Other (Identify in REMARKS section)

b) In the event any deficiencies are noted involving the application, please return the application with instructions for correction to (check one):

_____ Applicant X CWRE _____ Other (Identify in REMARKS section)

7. Are all lands involved(including the proposed diversion site, place of use, and access for conveying the water) under your ownership? Yes . If not, list in the REMARKS section below, or on an attached sheet, the names and mailing addresses of the legal owners of all property involved in the proposed development.

NOTE: Prior to receiving a certificate of water right, the permit holder must submit to the Water Resources Department the results of a pump test meeting the department's standards. The Director will require water level or pump test results every ten years thereafter.

REMARKS: CWRE - Bruce D. Wilson
 1975 Rock Ledge Dr. N.E.
 Keizer, OR 97303
 (503)390-8446

I/We certify that the information I have provided in this application is an accurate representation of the proposed water use and is true and correct to the best of my knowledge:

Bruce D. Wilson
Signature

28 January 1997
Date

Signature

Date

RECEIVED
JAN 29 1997
WATER RESOURCES DEPT.
SALEM, OREGON

FOR WATER RESOURCES DEPARTMENT USE ONLY

Dear Applicant:

I certify that I have examined the foregoing application, together with the accompanying information, and am returning it to you for:

In order to retain its tentative priority, this application must be returned with the requested corrections or additions on or before:

_____, 19__.

WITNESS my hand this _____ day of _____, 19__.

Water Resources Director

By: _____

This instrument was first received in the office of the Water Resources Director at _____, Oregon, on the _____ day of _____, 19__, at _____ o'clock, ____ M.

APPLICATION NO: _____

RECEIVED

JAN 29 1997

**WATER RESOURCES DEPT.
SALEM, OREGON**

Water Resources Department

MEMO

Feb 20, 1997

TO Application G-14445

FROM GW: Marc A Norton
(Reviewer's Name)

SUBJECT Scenic Waterway Interference Evaluation

Yes
 No
The source of appropriation is within or above a Scenic Waterway.

Yes
 No
Use the Scenic Waterway condition (Condition 7J).

PREPONDERANCE OF EVIDENCE FINDING: (Check box only if statement is true)

At this time the Department is unable to find that there is a preponderance of evidence that the proposed use of ground water will measurably reduce the surface water flows necessary to maintain the free-flowing character of a scenic waterway in quantities necessary for recreation, fish and wildlife.

FLOW REDUCTION: (To be filled out only if Preponderance of Evidence box is not checked)

Exercise of this permit is calculated to reduce monthly flows in _____ Scenic Waterway by the following amounts expressed as a proportion of the consumptive use by which surface water flow is reduced.

Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec

G-14445

TO: Water Rights Section

Feb 20, 1997

FROM: Groundwater/Hydrology Section

Marc A Norton

Reviewer's Name

SUBJECT: Application G- 14445

GROUNDWATER/SURFACE WATER CONSIDERATIONS

- 1. PER THE _____ Basin rules, one or more of the proposed POA's is/is not within _____ feet/mile of a surface water source (_____) and taps a groundwater source hydraulically connected to the surface water.
- 2. BASED UPON OAR 690-09 currently in effect, I have determined that the proposed groundwater use
 - a. ___ will, or _____ have the potential for substantial interference with the nearest
 - b. will not _____ surface water source, namely East Champocog Ck; or
 - c. ___ will if properly conditioned, adequately protect the surface water from interference:
 - i. ___ The permit should contain condition #(s) _____;
 - ii. ___ The permit should contain special condition(s) as indicated in "Remarks" below;
 - iii. ___ The permit should be conditioned as indicated in item 4 below; or
 - d. ___ will, with well reconstruction, adequately protect the surface from substantial interference.

GROUNDWATER AVAILABILITY CONSIDERATIONS

- 3. BASED UPON available data, I have determined that groundwater for the proposed use
 - a. ___ will, or _____ likely be available in the amounts requested without injury to prior rights
 - b. ___ will not _____ and/or within the capacity of the resource; or
 - c. will if properly conditioned, avoid injury to existing rights or to the groundwater resource:
 - i. The permit should contain condition #(s) 7B, 7E;
 - ii. ___ The permit should contain special condition(s) as indicated in "Remarks" below;
 - iii. ___ The permit should be conditioned as indicated in item 4 below; or
- 4.
 - a. ___ THE PERMIT should allow groundwater production from no deeper than _____ ft. below land surface;
 - b. ___ The permit should allow groundwater production from no shallower than _____ ft. below land surface;
 - c. ___ The permit should allow groundwater production only from the _____ groundwater reservoir between approximately _____ ft. and _____ ft. below land surface;
 - d. ___ Well reconstruction is necessary to accomplish one or more of the above conditions.
 - e. ___ One or more POA's commingle 2 or more sources of water. The applicant must select one source of water per POA and specify the proportion of water to be produced from each source.

REMARKS: _____

(Well Construction Considerations on Reverse Side)

WATER RESOURCES DEPARTMENT MEMORANDUM

TO: Groundwater/Hydrology
FROM: Marc Norton
SUBJECT: Groundwater Application G- 14445

Date Feb 20, 1997

Applicants(s) seek 110 gpm (0.245 cfs) from one wells in the
Willamette basin
Riley - irrigation sub basin
sub basin

Pertinent 7 1/2 - minute quads Gervais

MARI
Well WRD# 50586 TSS R2W S29 QOAAA County Marion

Legal Description Un Named Tributary
Well is 3000 ft from Peterson Cr (river/stream)
Well is 2450 ft from East Champoeg Ck (river/stream)
Well Elevation 175 ft River/Stream elevation 135-165 ft.
Well Elevation - River/Stream elevation 10-45 ft.
Well depth 154 ft SWL 24 ft on 6/8/96
Sealed to 23 ft Depth first water found 18 ft
Cased to 154 ft Perforations/screens 140-152 ft
Lined to ft Perforations/screens ft
Well test and types 150 gpm Air test
(Confined/Semi-confined/Unconfined) Direct hydraulic connection? YES / NO
Potential to cause substantial interference? Minimal

Well WRD# T R S QO County
Legal Description
Well is ft from (river/stream)
Well is ft from (river/stream)
Well Elevation ft River/Stream elevation ft.
Well Elevation - River/Stream elevation ft.
Well depth ft SWL ft on
Sealed to ft Depth first water found ft
Cased to ft Perforations/screens ft
Lined to ft Perforations/screens ft
Well test and types
(Confined/Semi-confined/Unconfined) Direct hydraulic connection? YES / NO
Potential to cause substantial interference?

Conditioned water rights in area:
Other nearby water rights of record:
Density of nearby wells:

Comments:

References Used:

**Water Right Conditions
Tracking Slip**

Groundwater/Hydrology Section

FILE # #: G-14445

ROUTED TO: W.R.

TOWNSHIP/

RANGE-SECTION: 55/2W-29

CONDITIONS ATTACHED? Yes No

REMARKS OR FURTHER INSTRUCTIONS:

Reviewer: Man A Norton

PERMIT STATUS REVIEW BY KS DATE 3/20/2007 FILE # G-14445

1. Per Dwight French, do not send "C" DATE NOTICE PACKET if: update appropriate db

NO Extension pending _____

NO Assignment is pending _____

NO Cancellation has been requested _____

NO Dept. has already sent a certified 60-Day Compliance letter (date _____ # _____)

Was 60 days notice allowed? Y N If No, How Much Time? _____

Was mail deliverable as addressed? Y N date _____

If mail returned, online/www check? Y N date _____ successful? Y N

Re-send Cert. Letter? Y N date _____

Send cancellation order Y N _____

NO Claim of beneficial use and final proof map (COBU) have been received by Department

Date information received _____

2. IF NONE OF THE ABOVE APPLY

YES Send certified "C" date notice packet to permit holder.

C DATE 10-1-2007 BASIN NUMBER 2 WM # 16

CWRE or AGENT Deuce Wilson # 255

Priority 1/29/2007



Oregon

John A. Kitzhaber, MD, C

NOTE: For w

August 5, 2013

Nikon & Luba Cam
13384 River Road NE
Gervais, OR 97026

Reference: Application G-14445 PS Form 3811, February 2004

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:
Nikon & Luba Cam G-14445
13384 River Road NE
Gervais, OR 97026

2. Article Number
(Transfer from service label) 7012 2210 0000 1304 7712 WR

COMPLETE THIS SECTION ON DELIVERY

A. Signature
* [Signature]

B. Received by (Printed Name)
C. Date of Delivery
Gervais OR 97026
AUG 14 2013
USPS

D. Is delivery address different from item 1? Yes
If YES, enter delivery address below: No

3. Service Type
 Certified Mail Express Mail
 Registered Return Receipt for Merchandise
 Insured Mail C.O.D.

4. Restricted Delivery? (Extra Fee) Yes

SH/SKS 102595-02-M-1540

Dear Permit Holder:

This letter is in regard to your water use permit as referenced above. Your permit required you to complete the development of your water use by October 1, 2002.

In order for the Department to consider issuance of a certificate of water right, you are required by law to hire a certified water right examiner to prepare and submit a claim of beneficial use that includes a final proof survey map of the development. The map and claim of beneficial use were to have been submitted to our Department within one year of October 1, 2002. The fee for submitting a claim of beneficial use is \$175.00. Please see the enclosed 'Resource Sheet' for our current database of CWRE's.

If you are not finished with the development of your permit, you need to file an application for an extension of time to complete your development. The fee for filing an extension of time is \$575.00. Please see the enclosed 'Resource Sheet' to access the extension of time form.

In the event that you are no longer using water as allowed by this permit, you should cancel it so that we may clear our records. Please see the enclosed 'Resource Sheet' to access the cancellation form, if you are interested in this option.

If you have not submitted either a Claim of Beneficial Use or a request for an extension of time for your permit within 60 days of the date of this letter (October 4, 2013) the Department may issue a Final Order to cancel your permit without further notice. If the Department issues a Final Order to cancel your permit, and you request reconsideration of the final order and reinstatement of your permit, there is a \$450.00 reinstatement fee that is charged in addition to the claim of beneficial use or extension of time fee.

Should you have any questions, you may contact me at the address a

Sincerely,

Jerry Sauter
Water Rights Program Analyst

Enclosures (1)

cc: File G-14445
OWRD Watermaster District 16
Bruce Wilson, CWRE

7012 2210 0000 1304 7712

U.S. Postal Service™
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OFFICIAL USE

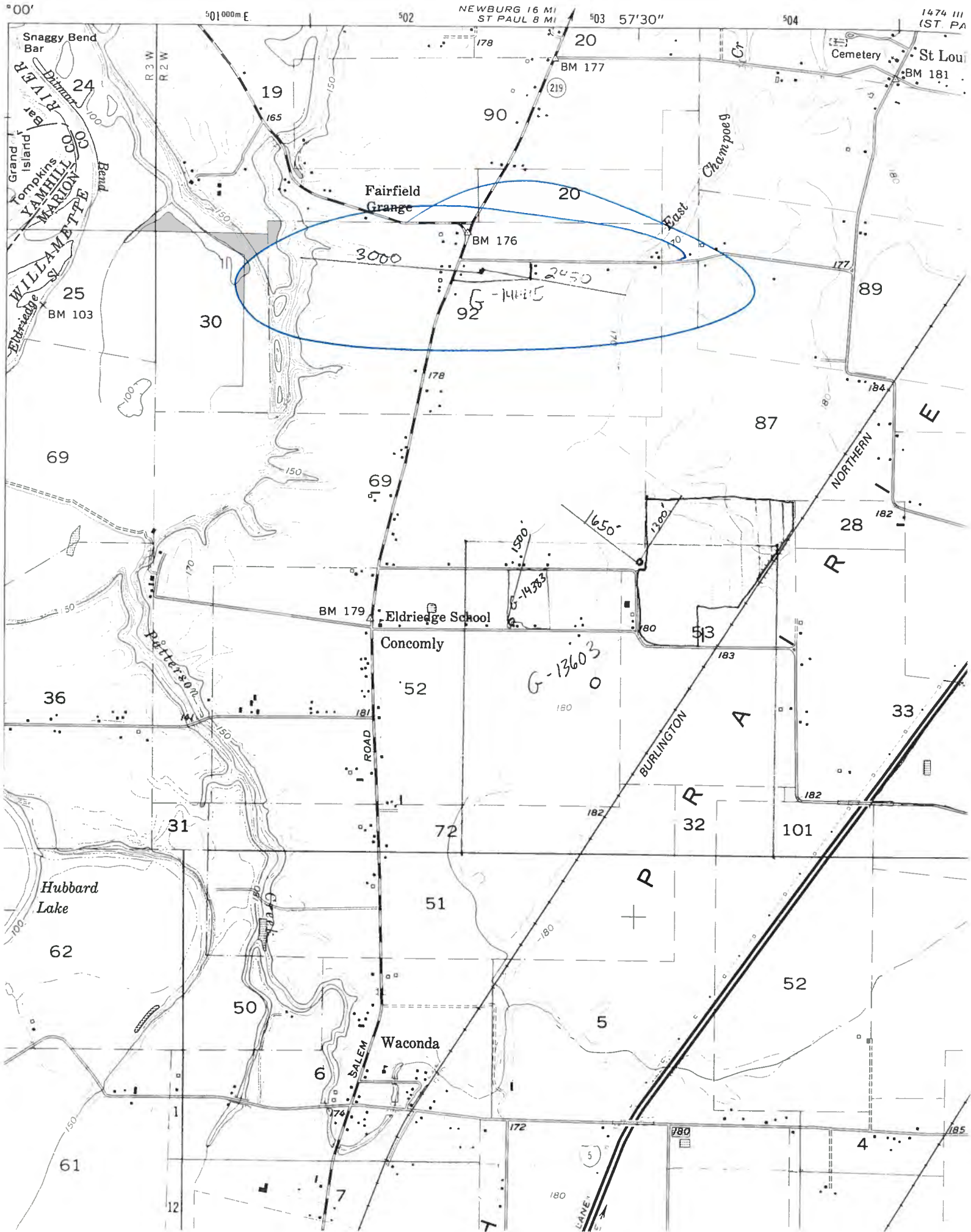
Postage	\$
Certified Fee	
Return Receipt Fee (Endorsement Required)	
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$

Postmark Here

Sent To
 Street, Apt. No.; or PO Box No.
 City, State, ZIP+4

PS Form 3800, August 2006 See Reverse for Instructions

GEOLOGICAL SURVEY



County: MARION

Quad name & #: _____

REVIEW CHECKLIST

FOR G- 1445

- Appropriate parts of the stream index
- Estimated number of wells within a one-mile radius & identified types.
- State Observation wells within a five-mile radius.
- Verify that well log is in file. If not provide one.
- List groundwater permits within a five-mile radius with extraordinary conditions.

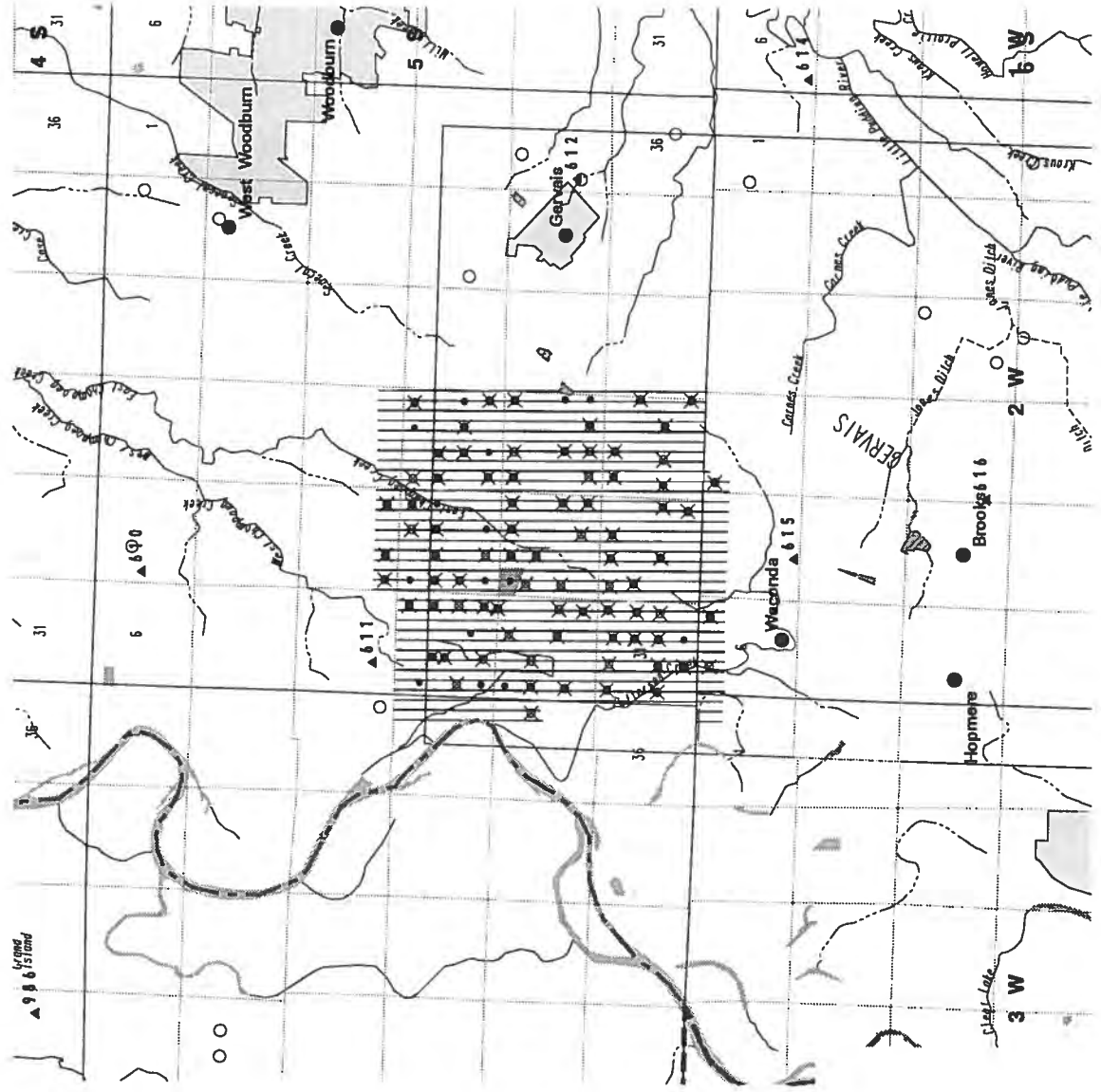
Number of wells: _____

Well location: 055/02W/29 BB

APPLICATIONS WITH PERMIT CONDITIONS:

Wells in the vicinity of application G 14445

- Application well(s) in this 1/4-1/4 section
- Well(s) identified in this section from OWRD's well log database within 1 mi. radius of application well(s)
- Well(s) identified in this 1/4-1/4 section from OWRD's well log database within 1 mi. radius of application well(s)
- ⊗ Permitted well(s) in this 1/4-1/4 section within 1 mi. radius of application well(s)
- Conditioned, permitted well(s) in this 1/4-1/4 section within 5 mi. radius of application well(s)
- ▲ OWRD Observation well and well-id within 5 mi. radius of application well(s)
- Critical GW Area
- - - Regulated GW Area



WELLS WITHIN 1 MILE OF G 14445

DO	58
DS	2
ID	16
IL	2
IR	124
MU	2

PERMITTED WELLS WITHIN 1 MILE OF APPLICATION G 14445

\$RECNO	APPLICATION	PERMIT	LOC-QQ	USE	RATE	DIV-UNITS
1	G	1028	G 882	5.00S 3.00W25SENE IR	0.7800	C
1	G	7149	G 6596	5.00S 3.00W25SENE IR	1.1200	C
2	G	10165	G 9628	5.00S 2.00W17SWSW IR	0.3700	C
2	GR	1355	GR 1310	5.00S 2.00W17SWSW IR	140.0000	G
3	GR	1291	GR 1248	5.00S 2.00W17SESW IR	30.0000	G
4	G	2259	G 2075	5.00S 2.00W17SESE IR	1.1800	C
4	G	8047	G 7672	5.00S 2.00W17SESE IR	0.4600	C
5	GR	2549	GR 2409	5.00S 2.00W19NENE IR	119.0000	G
6	G	7169	G 6680	5.00S 2.00W20NWNE IR	0.6400	C
7	GR	3540	GR 4055	5.00S 2.00W20NENE IR	87.0000	G
8	G	6779	G 6292	5.00S 2.00W21NWNW IR	1.6200	C
8	G	8047	G 7672	5.00S 2.00W21NWNW IR	0.4600	C
9	G	4328	G 3931	5.00S 2.00W21NENE IR	1.0300	C
9	G	11261	G 10384	5.00S 2.00W21NENE IR	0.8600	C
10	G	8087	G 7580	5.00S 2.00W19SENW IR	0.0900	C
10	G	13173	G 12145	5.00S 2.00W19SENW IR	3.1600	C
11	G	6612	G 6193	5.00S 2.00W19SENE IR	0.4900	C
12	GR	1259	GR 1215	5.00S 2.00W20SWNW IR	170.0000	G
13	G	3773	G 3559	5.00S 2.00W20SENW IR	0.4300	C
14	G	1744	G 1595	5.00S 2.00W20SWNE IR	0.4000	C
15	G	1471	G 1350	5.00S 2.00W21SWNW IR	0.2700	C
16	G	8355	G 7589	5.00S 2.00W21SENW IR	0.0200	C
17	GR	1383	GR 1340	5.00S 2.00W19NWSW IR	300.0000	G
18	G	1604	G 1476	5.00S 2.00W19NESW IR	0.2900	C
19	G	3661	G 3437	5.00S 2.00W19NESE IR	0.1600	C
19	G	7786	G 8140	5.00S 2.00W19NESE IR	0.5500	C
19	G	13179	G 11873	5.00S 2.00W19NESE IR	0.6000	G
20	G	13362	G 11943	5.00S 2.00W20NWSW IR	174.0000	G
20	G	13058	G 12143	5.00S 2.00W20NWSW IR	0.4000	C
21	GR	1784	GR 1726	5.00S 2.00W21NESW IR	120.0000	G
22	GR	4214	GR 3759	5.00S 2.00W21NWSE IR	100.0000	G
23	G	5091	G 4806	5.00S 2.00W19SESW IR	1.0400	C
24	G	2132	G 1969	5.00S 2.00W19SESE IR	0.0400	C
25	G	4474	G 4216	5.00S 2.00W20SESW IR	0.6800	C
25	G	12598	G 11998	5.00S 2.00W20SESW IR	0.0500	C
25	G	12598	G 11998	5.00S 2.00W20SESW IS	0.4100	C
26	G	1699	G 1559	5.00S 2.00W21SWSW IR	0.1800	C
26	G	3921	G 3682	5.00S 2.00W21SWSW IR	1.1000	C
26	G	5539	G 4996	5.00S 2.00W21SWSW IR	0.5800	C
27	G	3924	G 3722	5.00S 2.00W21SESE IR	0.5600	C
28	G	3942	G 3699	5.00S 2.00W30NWNE IR	0.2400	C
28	G	7785	G 8139	5.00S 2.00W30NWNE IR	0.6700	C
28	G	10002	G 9100	5.00S 2.00W30NWNE IS	0.3700	C
29	G	3942	G 3699	5.00S 2.00W30NENE IR	0.2400	C
30	G	4612	G 4336	5.00S 2.00W29NENW IR	0.1200	C
30	G	12598	G 11998	5.00S 2.00W29NENW IR	0.0500	C
30	G	12598	G 11998	5.00S 2.00W29NENW IS	0.4100	C
31	GR	1248	GR 1205	5.00S 2.00W29NWNE IR	24.0000	G
32	G	244	G 150	5.00S 2.00W29NENE IR	1.3300	C
32	G	244	G 150	5.00S 2.00W29NENE IR	1.3700	C
33	G	8740	G 8167	5.00S 2.00W28NWNW IR	0.5000	C
34	G	3921	G 3682	5.00S 2.00W28NENW IR	0.3500	C
35	G	7216	G 6638	5.00S 2.00W28NENE FI	1.0000	C
36	G	12079	G 11808	5.00S 2.00W29SWNW IR	2.0000	C
37	G	7150	G 6597	5.00S 2.00W30SWNW IR	0.8200	C
37	GR	1487	GR 1436	5.00S 2.00W30SWNW IR	540.0000	G

38	G	6781	G	6294	5.00S	2.00W30SE	IS	0.4900	C
39	G	12079	G	11808	5.00S	2.00W29SE	IR	2.0000	C
40	G	5975	G	5187	5.00S	2.00W29NW	IR	0.3700	C
40	G	5975	G	5187	5.00S	2.00W29NW	IR	0.8900	C
40	G	10044	G	9151	5.00S	2.00W29NW	IS	0.8000	C
41	GR	116	GR	107	5.00S	2.00W30NW	IR	760.0000	G
42	G	1499	G	1372	5.00S	2.00W30NW	IR	0.7300	C
42	G	10044	G	9151	5.00S	2.00W30NW	IR	0.0600	C
43	G	8248	G	7674	5.00S	2.00W30NE	IR	0.1000	C
44	G	4099	G	3847	5.00S	2.00W29NE	IR	0.7900	C
45	G	12332	G	11224	5.00S	2.00W28NE	IR	0.0130	C
45	GR	3421	GR	3166	5.00S	2.00W28NE	IL	200.0000	G
46	G	12332	G	11224	5.00S	2.00W29SW	IR	0.6900	C
47	GR	1987	GR	1918	5.00S	2.00W30SE	IR	60.0000	G
48	G	12332	G	11224	5.00S	2.00W29SE	IR	0.6900	C
49	G	12332	G	11224	5.00S	2.00W28SW	IR	0.2100	C
50	G	6611	G	6192	5.00S	2.00W28SE	IR	0.2200	C
51	G	9172	G	8520	5.00S	2.00W28SW	IR	0.8900	C
52	GR	105	GR	97	5.00S	2.00W31NW	IR	450.0000	G
53	G	6066	G	5197	5.00S	2.00W31NW	IR	0.2200	C
54	G	3588	G	3099	5.00S	2.00W31NE	IR	0.1800	C
54	G	6184	G	5861	5.00S	2.00W31NE	IR	0.1800	C
55	GR	3813	GR	4101	5.00S	2.00W32NW	IR	200.0000	G
56	G	12081	G	11408	5.00S	2.00W31NE	IR	1.0000	C
57	G	3043	G	2839	5.00S	2.00W32NW	IR	0.0600	C
57	G	3507	G	3161	5.00S	2.00W32NW	IR	0.0900	C
57	G	4917	G	4634	5.00S	2.00W32NW	IR	0.0600	C
58	G	6849	G	6335	5.00S	2.00W32NE	IR	0.7500	C
59	G	8143	G	7513	5.00S	2.00W33NW	IS	2.4800	C
59	GR	4010	GR	3616	5.00S	2.00W33NW	IR	350.0000	G
60	G	3814	G	3245	5.00S	2.00W33NE	IR	1.1000	C
60	G	8143	G	7513	5.00S	2.00W33NE	IR	1.3800	C
61	G	8524	G	7866	5.00S	2.00W31SE	IR	0.7400	C
62	G	12553	G	11334	5.00S	2.00W32SW	IR	0.1800	C
62	GR	1871	GR	1811	5.00S	2.00W32SW	IR	100.0000	G
63	G	2682	G	2480	5.00S	2.00W31SW	IR	0.1320	C
63	G	2682	G	2480	5.00S	2.00W31SW	IR	0.2700	C
63	G	3849	G	3625	5.00S	2.00W31SW	IR	0.1250	C
64	G	3281	G	2940	5.00S	2.00W33SE	IR	1.1000	C
64	G	13241	G	12617	5.00S	2.00W33SE	IR	1.5000	C
65	G	2918	G	2954	5.00S	2.00W31NW	IR	0.3700	C
65	GR	1948	GR	4095	5.00S	2.00W31NW	IR	400.0000	G
66	G	9338	G	8716	5.00S	2.00W31NE	IR	0.4900	C
66	GR	135	GR	134	5.00S	2.00W31NE	IR	440.0000	G
67	G	2918	G	2954	5.00S	2.00W31NW	IR	63.0000	C
68	G	2918	G	2954	5.00S	2.00W31NE	IR	0.9400	C
68	G	2918	G	2954	5.00S	2.00W31NE	IS	0.2900	C
68	G	8523	G	7865	5.00S	2.00W31NE	IR	0.7700	C
68	G	9242	G	8854	5.00S	2.00W31NE	IR	0.1900	C
69	G	2918	G	2954	5.00S	2.00W32NE	IR	0.5900	C
69	G	9242	G	8854	5.00S	2.00W32NE	IR	0.1900	C
69	G	13603	G	12169	5.00S	2.00W32NE	IR	0.4700	C
70	GR	1283	GR	1240	5.00S	2.00W32NE	IR	1000.0000	G
71	G	7392	G	6905	5.00S	2.00W33NW	IR	0.2300	C
71	G	7392	G	6905	5.00S	2.00W33NW	IR	0.7000	C
72	GR	1872	GR	1812	5.00S	2.00W33NE	IR	60.0000	G
73	G	13241	G	12617	5.00S	2.00W33NW	IR	1.5000	C
74	G	3813	G	3244	5.00S	2.00W32SE	IR	1.2600	C
75	G	13241	G	12617	5.00S	2.00W33SE	IR	1.5000	C
76	G	10660	G	9650	6.00S	2.00W 6NEN	IR	0.5400	C

77	G	3279	G	2938	6.00S	2.00W	6NENE	IR	0.9400	C
77	G	3813	G	3244	6.00S	2.00W	6NENE	IR	1.0000	C
78	G	5835	G	6343	6.00S	2.00W	4NWNW	IR	0.2900	C
78	G	5835	G	6343	6.00S	2.00W	4NWNW	IR	0.6000	C

CONDITIONED WELLS WITHIN 5 MILES OF APPLICATION G 14445

\$RECNO	APPLICATION	PERMIT	LOC-QQ	CONDITION-CODE
1	G	12438	G 11502 5.00S 3.00W 9SENW	2AD
1	G	12438	G 11502 5.00S 3.00W 9SENW	2BD
1	G	12438	G 11502 5.00S 3.00W 9SENW	2AD
1	G	12438	G 11502 5.00S 3.00W 9SENW	2BD
2	G	12438	G 11502 5.00S 3.00W 9SWNE	2AD
2	G	12438	G 11502 5.00S 3.00W 9SWNE	2BD
2	G	12438	G 11502 5.00S 3.00W 9SWNE	2AD
2	G	12438	G 11502 5.00S 3.00W 9SWNE	2BD
3	G	13173	G 12145 5.00S 3.00W13SESE	7BG
3	G	13173	G 12145 5.00S 3.00W13SESE	7BR
4	G	12945	G 11715 5.00S 2.00W 5SENW	4GG
5	G	13388	G 11708 5.00S 2.00W 2SENE	4GG
5	GR	2171	GR 2080 5.00S 2.00W 2SENE	
6	G	13083	G 11840 5.00S 2.00W11NWN	4KG
7	G	12921	G 11618 5.00S 2.00W23NWSW	4GG
8	G	11501	G 10599 5.00S 2.00W25NENW	3C
8	G	11501	G 10599 5.00S 2.00W25NENW	3C
9	G	12794	G 11613 5.00S 2.00W25NWSW	4GG
9	GR	2553	GR 2412 5.00S 2.00W25NWSW	
10	G	12725	G 11428 5.00S 2.00W36NWSE	
10	GR	1073	GR 1035 5.00S 2.00W36NWSE	
11	G	12725	G 11428 6.00S 2.00W 1SWNW	
11	GR	1080	GR 1042 6.00S 2.00W 1SWNW	
12	G	12606	G 12181 6.00S 2.00W15NENE	4AW
13	G	13285	G 12468 6.00S 2.00W15SESW	7DG
13	G	13285	G 12468 6.00S 2.00W15SESW	7DR
14	G	13285	G 12468 6.00S 2.00W22NWN	7DG
14	G	13285	G 12468 6.00S 2.00W22NWN	7DR
15	G	13161	G 12083 6.00S 2.00W24NENW	4IG
15	G	13161	G 12083 6.00S 2.00W24NENW	4IR

APPLICATION G 14445 FALLS WITHIN THESE QUAD(S)

GERVAIS

The following OWRD Groundwater Management Areas are within the map extent:

\$RECNO	NAME1	NAME2	SUB-AREA	STATUS
1	EOLA HILLS			LIMI

PFO CHECKLIST

Application #: 6 14445

Basin: Willamette WAB: _____

County Marion Township 59 Range 24 Section 29, 30 1/4 1/4 _____

- 1. Is the file complete by the Completeness Checklist? Y/N
- 2. Shortcomings (items needed before a permit and/or FO can be issued) Y/N
- 3. Check file for indicators that the process **should not** continue until a later date (ie - protest, letter to file indicating hold, or other)
- 4. Groundwater Review A B C D River/Stream Name _____ Conditions 7B, 7E
 - a. Groundwater Availability A B C
 - b. Is second groundwater review necessary? (comments) Y/N
 - c. Is HB 1033 review complete? Y/N
- 5. If source is groundwater, is the well located in a groundwater limited area? (If applicable, include map with POD) Y/N
- 6. Is use from a B.O.R. project? Y/N Contract in file? Y/N Contract # _____
- 7. Is the use allowed by the Basin Program? Y/N Limited? Y/N
- 8. Water Availability Data OK / REDONE / NA (50% before July 17, 1992; 80% live flow & 50% storage after July 17, 1992)
- 9. Is the source withdrawn or limited by statute or Department withdrawal order? Y/N
- 10. Is the Proposed Use located in or above a Scenic Waterway? Y/N
- 11. Division 33: Above Bonn (after July 17, 1992) Y/N/NA
Below Bonn (after April 8, 1994; June 3, 1994) Y/N/NA
Statewide - (in shaded areas on T, E, and S Map - after June 3, 1994) Y/N/NA
- 12. Have conflicts been identified, verified and/or addressed? Y/N none identified by I.R.
- 13. Rate 1/80 Duty 2 1/2 Irrigation Season March -> Oct
- 14. Period of Allowed Use March -> Oct
- 15. Allowed Rate of Use 0.098 cfs
- 16. Is the use Small (<0.1cfs, <9.2AF), Medium (0.1 or <1.5cfs, >9.2 or <100AF) or Large (>1.5 cfs, >100 AF)? requesting 0.245 cfs
- 17. Conditions 7B, 7E
- 18. IR Public Notice Date 6-24-97
- 19. Documents used in determination are attached and highlighted
- 20. Spell Check See also I.R. checklist
- 21. Check for Accuracy $7.81ac \times \frac{1}{80} = 0.098 cfs (44.0gpm)$
- 22. Final PFO report hard copy check (format, margins, etc.)
- 23. Final PFO has been saved to m:\groups\wr\pfo\done\week#\application #
- 24. Fill out PFO CC List (don't forget to check for other property owners)
 - a. Re-notify Water Availability? (Rate, Duty and Period of Allowed Use changes) Y/N

Name: Laura Swelaker

Date: 9-29-97

Mailing List for IR Copies

Application #G-14445

IR Date: June 6, 1997

Original mailed to:

Applicant: FLOYD RILEY , 13384 RIVER RD NE, GERVAIS, OREGON 97026

Copies sent to:

1. WRD - File # G-14445
2. WRD - Water Availability: Ken Stahr

IR, Map, and Fact Sheet Copies sent to:

3. WRD - Watermaster # District 16
4. WRD - Regional Manager (not Bob Main): NWR
5. ODFW District Biologist: STEVE MAMOYAC (MARION County)

Copies sent to Other Interested Persons (*CWRE, Agent, Well Driller, Commenter, etc.*)

6. BRUCE WILSON - *CWKE*

7. _____

8. _____

9. _____

10. _____

11. _____

12. _____

13. _____

Copies Mailed

By: <i>CWK</i> (SUPPORT STAFF)
on: <i>6/12/97</i> (DATE)

ID# CE

APPLICATION FACT SHEET

Mail to: Applicant, Watermaster, District Biologist (ODFW)

If necessary, also mail to : Regional Water quality manager (DEQ), and DOA

Application File Number: G-14445

Applicant: FLOYD RILEY

County: MARION

Watermaster: District 16

Priority Date: January 29, 1997

Source: A WELL IN EAST CHAMPOEG CREEK BASIN

Use: IRRIGATION OF 7.81 ACRES

Quantity: 0.098 CUBIC-FOOT PER SECOND

Basin Name & Number: Willamette, #02

Stream Index Reference: Volume 18A CHAMPOEG CR & MISC

Point of Diversion Location: NWNW, SECTION 29, T 5S, R2W, W.M.; 675 FEET

SOUTH AND 60 FEET EAST FROM THE NW CORNER, SECTION 29

Place of Use: NWNW 6.47 ACRES, SECTION 29 NENE 1.34 ACRES, SECTION 30,

TOWNSHIP 5 SOUTH, RANGE 2 WEST, W.M.

14 DAY STOP PROCESSING DEADLINE DATE: Friday, June 27, 1997

PUBLIC NOTICE DATE: Tuesday, July 1, 1997

30 DAY COMMENT DEADLINE DATE: Thursday, July 31, 1997

IR CHECKLIST

Application #: G 14445 Vol Subbasin

Basin: 2 WAB: POU-WAB

Township 5 SOUTH Range 2 WEST Section 29 & 30 1/4 1/4

- 1. Completeness checklist verified. Y / N or No Checklist
- 2. Indicators that the process should not continue (ie - protest, items missing, letter to file indicating hold, or other) Y / N
- 3. Groundwater review A B C D [3C]-7B, 7E
 - a. Is the well located in a groundwater limited area? Y / N
- 4. SWW Y / N Triage Y / N conditions/restrictions Y / N
- 5. Basin Program limitations? Y / N
- 6. Withdrawn? Y / N season allowed
- 7. Basin Maps have been checked. Y / N The River Mile is
- 8. Water Availability (50% < July 17, 1992 ** 80% [50% storage] > July 17, 1992) NA
- 9. Rate/Duty/Season 1/80 2.5 3/1 - 10/31
- 10. Use IRR - 7.81 A/c Period of Allowed Use 3/1 - 10/31
- 11. Priority Date(s) 0.245 CFS
1/29/97
- 12. B.O.R. project Y / N contract #
- 13. TMDL Basin? Y / N (~~Tusculum, Yamhill, Pudding~~) DIVISION 33 Y / N New or Old? Map Date
- 14. Conflicts Y / N
- 15. Conditions? (BOR, GW, other) Y / N 7B, 7E
- 16. Land use approval OK'd needs approval county notified NA
- 17. Watermaster Dist: (1 2 16 18 - NWR) (3 4 5 - NCR) (6 8 9 10 - ER) (11 12 17 - SCR) (14 15 19 - SWR)
- 18. Letter will be Good Limited Bad Bad w/IRshort because

* 7B, 7E

* LTMIT TO 0.098 CFS

* CWRE - BRUCE WILSON

NCR

Name: Date:

fish life, wildlife, recreation, pollution abatement, wetland enhancement and public instream uses.

(3) Multnomah Channel and drainage waters originating within drainage districts are classified for domestic, livestock, municipal, industrial, irrigation, commercial, agricultural, mining, power, fish life, wildlife, recreation, pollution abatement, wetland enhancement and public instream uses.

(4) Except as specified in subsections (1)(a), (b) and (c) of this rule, all stream systems in the Columbia Subbasin and Columbia Slough are classified year-round only for domestic, commercial use for customarily domestic purposes not to exceed 0.01 cfs, livestock and public instream uses.

Stat. Auth.: ORS 536.300 & 536.340

Hist.: WRD 4-1992, f. & cert. ef. 3-13-92

Groundwater Classifications and Conditions

690-502-160 (1) Use of groundwater from the basalt aquifer within the Cooper-Bull Mountain Critical Groundwater Area shall be as described in the State Engineer's order designating the Cooper-Bull Mountain Critical Groundwater Area dated May 17, 1974.

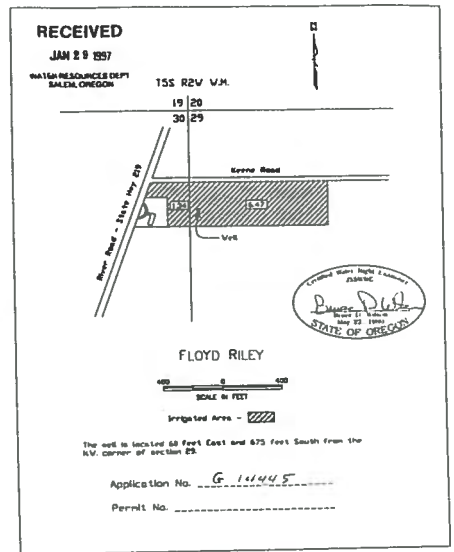
(2) Groundwater Classification: The ground-water resources of the Willamette Basin are classified for domestic, livestock, irrigation, municipal, industrial, agricultural, commercial, power, mining, recreation, fish life, wildlife, pollution abatement, wetland enhancement and statutorily exempt groundwater uses with the following exceptions:

(a) Groundwater from the *shallow* Troutdale aquifer and the specially designated portion of the *deep* Troutdale aquifer in the Sandy-Boring area is classified for exempt uses only. The Sandy-Boring Groundwater Limited Area is as described and shown in Exhibit 1. Groundwater applications pending on October 4, 1991 shall be processed according to the classifications in effect on the date the application was filed and shall contain the Special Permit Conditions specified in section (4) of this rule. Applications may be rejected if the aquifer displays any of the adverse impacts defined in OAR 690-08. Applications submitted after October 4, 1991 shall be processed according to the requirements of these rules and classifications;

(b) Groundwater from the basalt aquifers in the Damascus, Gladtidings, Kingston, Mt. Angel, Parrett Mountain, and Stayton-Sublimity areas, and the Troutdale aquifer in the Damascus area is classified for exempt uses only:

(A) The Damascus Groundwater Limited Area is as described and shown in Exhibit 2. The Gladtidings Groundwater Limited Area is as described and shown in Exhibit 3. The Kingston Groundwater Limited Area is as described and shown in Exhibit 4. The Mt. Angel Groundwater Limited Area is as described and shown in Exhibit 5. The Parrett Mountain Groundwater Limited Area is as described and shown in Exhibit 9. The Stayton-Sublimity Groundwater Limited Area is as described and shown in Exhibit 7;

(B) Groundwater applications pending on October 4, 1991 shall be processed according to the classifications in effect on the date the application was filed. Permits may be issued for a period not to exceed five years and shall contain the Special Permit Conditions specified in section (3) of this rule. Permits may be extended for additional five-year periods if the Director finds that the groundwater resource can probably support the extended use. Applications may be rejected or permit or certificate extensions may be denied if the aquifer displays any of the adverse impacts defined in OAR 690-08. Applications submitted after October 4, 1991 shall be processed according to the requirements of these rules and classifications. Within two years of permit issuance, the applicant shall prepare a plan for the Water



REDUCED FROM
 ORIGINAL

SCALE: 1" = 1320'

APP. NO. / PERMIT NO.	CERT NO.	GOV'T LOT DLC	NE				NW				SW				SE			
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE
G 244 G 150	38311	V DLC 87				13.40 (IR)												
		DLC 89			0.80 (IR)													
		DLC 87			23.20 (IR)													
		DLC 87		15.50 (IR)														
		DLC 89		1.10 (IR)														
		DLC 89	26.00 (IR)															
		DLC 87												3.60 (IR)				
		DLC 87													2.60 (IR)			

Press <RETURN> to continue or <Q> to quit!

No CONFLICTING RIGHTS.

APP. NO. / PERMIT NO.	CERT NO.	GOV'T LOT DLC	NE				NW				SW				SE			
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE
						(IR)												
G 3043 G 2839	34797	V DLC 69																3.50 (IR)
G 3507 G 3161	36309	V DLC 69 DLC 69																0.60 (IR) 6.70 (IR)
G 3921 G 3682	39792	V DLC 89	0.40 (IR)															
G 4099 G 3847	39795	V DLC 87 DLC 87																27.30 (IR) 20.50 (IR)

Press <RETURN> to continue or <Q> to quit!

APP. NO. / PERMIT NO.	CERT NO.	GOV'T LOT DLC	NE				NW				SW				SE				
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
			(IR)																
G 4665 G 4389	39912 V	DLC 87		1.90 (IR)															
		DLC 89	0.50 (IR)																
		DLC 89		0.80 (IR)															
G 4917 G 4634	40117 V	DLC 69											2.92 (IR)						
G 5975 G 5187	45074 V	DLC 69											6.10 (IR)						
		DLC 69												6.10 (IR)					

Press <RETURN> to continue or <Q> to quit!

APP. NO. / PERMIT NO.	CERT NO.	GOV'T LOT DLC	NE				NW				SW				SE				
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
G 5975 G 5187	45074	V DLC 69 DLC 69 DLC 69 DLC 69															6.00 (IR)	1.30 (IR)	
G 6184 G 5861	56618	V DLC 69															6.20 (IR)		
G 6849 G 6335	47844	V DLC69 DLC69															15.00 (IR)		3.00 (IR)

Press <RETURN> to continue or <Q> to quit!

NCR

NCR

APP. NO. / PERMIT NO.	CERT NO.	GOV'T LOT DLC	NE				NW				SW				SE			
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE
G 12079	0	V		7.20	16.70		15.20	17.50	29.80	33.80	11.30					5.60		
G 11808				(IR)	(IR)		(IR)	(IR)	(IR)	(IR)					(IR)			
G 12598	0	V		1.90			12.60	4.70										
G 11998				(IR)			(IR)	(IR)										
				(S)			(S)	(S)										
G 14206	0	V														18.40	23.10	
G 13068																(IR)	(IR)	
GR 1248	0	V		3.35														
GR 1205				(IR)														
GR 3813	0	V															12.00	
GR 4101																	(IR)	

Press <RETURN> to continue or <Q> to quit!

APP. NO. / PERMIT NO.	CERT NO.	GOV'T LOT DLC	NE				NW				SW				SE							
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE				
GR 3813	0	V																4.00				
GR 4101																		(IR)				

Press <RETURN> to continue or <Q> to quit!

APP. NO. / PERMIT NO.	CERT NO.	GOV'T LOT DLC	NE				NW				SW				SE							
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE				
G 1028 G 882	33555	V								4.40 (IR)												
G 1499 G 1372	31491	V																				
		DLC 69																			21.60 (IR)	
		DLC 92																			4.20 (IR)	
		DLC 69																			1.00 (IR)	
		DLC 92																				
		DLC 92				9.20 (IR)																
		DLC 92												10.20 (IR)								
		DLC 69																			8.40 (IR)	
		DLC 92																			4.00	

Press <RETURN> to continue or <Q> to quit!

APP. NO. / PERMIT NO.	CERT NO.	GOV'T LOT DLC	NE				NW				SW				SE			
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE
NCR G 2132 G 1969	34077	V DLC 92	1.40 (IR)															
NCR G 5388 G 3699	62312	V DLC 92 DLC 92 DLC 92 DLC 92 DLC 92	9.10 (IR)	15.90 (IR)			4.10 (IR)			1.40 (IR)								
G 5975	45074	V DLC 69			3.90 (IR)													21.90

Press <RETURN> to continue or <Q> to quit!

APP. NO. / PERMIT NO.	CERT NO.	GOV'T LOT DLC	NE				NW				SW				SE			
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE
G 6184 G 5861	56618	V DLC 69																5.60 (IR)
G 6781 G 6294	57084	V LOT 2																12.80 (IR) (S)
		LOT 1						7.40 (IR) (S)										
		LOT 2												4.10 (IR) (S)				
G 6849 G 6335	47844	V DLC69						5.00 (IR)										

Press <RETURN> to continue or <Q> to quit!

APP. NO. / PERMIT NO.	CERT NO.	GOV'T LOT DLC	NE				NW				SW				SE				
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
G 6849 G 6335	47844	V DLC69																	14.30 (IR)
G 7149 G 6596	48059	V						4.40 (IR) (S)											
G 8248 G 7674	60422	V DLC 92																6.60 (IR)	
<i>NCR</i> G 7785 G 8139	63262	V DLC 92 DLC 92 DLC 92									0.70 (IR)								
								20.60 (IR)											24.10

Press <RETURN> to continue or <Q> to quit!

NCR

APP. NO. / PERMIT NO.	CERT NO.	GOV'T LOT DLC	NE				NW				SW				SE			
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE
			(IR)															
G 10002 G 9100	63269	V DLC 92	16.80 (IR) (S)															
		DLC 92																
		DLC 92		40.00 (IR) (S)														
		DLC 92						24.70 (IR) (S)										
		DLC 92			3.90 (IR) (S)													
		DLC 92				1.90												

Press <RETURN> to continue or <Q> to quit!

APP. NO. / PERMIT NO.	CERT NO.	GOV'T LOT DLC	NE				NW				SW				SE						
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE			
G 10044 G 9151	0	V			2.60 (IR) 11.80 (IR) (S)							12.80 (IR) (S) 2.60 (IR)	1.00 (IR) (S)				12.40 (IR) (S)	25.80 (IR) (S)			
G 12080 G 11407	0	V												0.80 (IR)	4.40 (IR)						
<i>ner</i> G 12079 G 11808	0	V			6.70 (IR)			16.20 (IR)													
GR 92 GR 88	0	V						10.00 (ID)				10.00 (ID)	2.00 (ID)								
GR 105 GR 97	0	V													18.00 (IR)						

Press <RETURN> to continue or <Q> to quit!

APP. NO. / PERMIT NO.	CERT NO.	GOV'T LOT DLC	NE				NW				SW				SE							
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE				
GR 105 GR 97	0	V																15.00 (IR)				
GR 116 GR 107	0	V			4.00 (IR)				6.00 (IR)	10.00 (IR)	30.00 (IR)	29.00 (IR)							30.00 (IR)			
GR 884 GR 858	0	V										4.00 (IR)	19.00 (IR)									
GR 1487 GR 1436	0	V						40.00 (IR)	40.00 (IR)													
GR 1987 GR 1918	0	V																				8.00 (IR)
S 10767 S 7536	7712	V						0.77 (IR)														

Press <RETURN> to continue or <Q> to quit!

APP. NO. / PERMIT NO.	CERT NO.	GOV'T LOT DLC	NE				NW				SW				SE			
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE
S 7536							(IR)											

Press <RETURN> to continue or <Q> to quit!

February 14, 1997

FLOYD RILEY

13384 RIVER RD NE
GERVAIS, OR 97026

REFERENCE: File(s) G-14445

This is to let you know we have received your water use permit application, supporting documentation and fees. A receipt is enclosed here unless you were previously issued one. Your application has been assigned the number listed above.

As you may know, we have a backlog of several thousand applications. Senate Bill 674, passed in the 1995 Legislature, gives the Department staffing and administrative tools to work through that backlog. The bill also sets up an expedited application review process for both pending and new applications. We have until October 31, 1996, to complete work on applications filed through June 30, 1995.

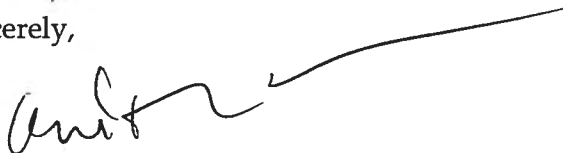
This application, and all applications filed between July 1, 1995, and October 31, 1996, must be processed by April 29, 1997. By that date, the Department must have reached a decision on your request or have scheduled a contested case hearing to settle any unresolved dispute related to your application.

If a permit is approved, the use allowed will be subject to existing Basin Program Rules, instream flow requirements, the demands of prior right holders and other limitations as needed to protect the resource. It may also be subject to new criteria or restrictions deemed necessary by the Oregon Water Resources Commission (a citizen body which oversees the agency's activities) to respond to water resource issues, including current and future Endangered Species Act fish listings.

The filing of an application does not allow you to use water. By law, an applicant may not legally store, divert or use water until the Department issues a final order approving a water right permit. Please bear in mind that the issuance of a permit is not guaranteed; therefore, the Department advises against investments in storage or delivery systems until you receive a permit.

If you have questions about your application, write to us at 158 12th St. NE, Salem, OR 97310 or call the Water Rights Information Group--Ext. 499 at 503-378-8455 or toll-free 800-624-3199. Please refer to your application file number in your inquiry.

Sincerely,



Ms. Anita McLoud
Water Rights Specialist
Water Rights Division



Commerce Building
158 12th Street NE
Salem, OR 97310-0210
(503) 378-3739
FAX (503) 378-8130

NOTE TO LOCAL GOVERNMENTS

WATER
RESOURCES
DEPARTMENT

The person presenting the attached request for land use information is applying for a water right. The Water Resources Department (WRD) requires its applicants to obtain land use information to be sure water rights do not result in land uses that would violate your comprehensive plan.

WRD will not accept applications which are not accompanied by this completed Land Use Information Form or the signed and dated receipt stub detached from the bottom of the Land Use Information Form.

Please complete this form and *return it to the applicant for inclusion in their application*. You will receive notice once the applicant formally submits his or her request to WRD. The notice will give more detailed information about WRD's water rights process and comment opportunities. If you give the applicant the receipt stub in lieu of completing the form, you will have 30 days from the date of the notice mentioned above to complete the form and return it to WRD. If no land use information is received from you within that 30 day period, 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 Department. If you have questions concerning the form, please contact WRD at 378-3739.

RECEIVED

JAN 29 1997

**WATER RESOURCES DEPT.
SALEM, OREGON**



Commerce Building
158 12th Street NE
Salem, OR 97310-0210
(503) 378-3739
FAX (503) 378-8130

Land Use Information Form: Permits, Hydroelectric Licenses,
Water Uses in Addition to Classified Uses

This information is needed to determine compatibility with local comprehensive plans as required by ORS 197.180. The Water Resources Department will use this and other information to evaluate the water use application. DO NOT FILL OUT THIS FORM IF water is to be diverted, conveyed, and/or used only on federal lands.

RECEIVED
JAN 29 1997

Applicant's Name: Floyd W. Riley
 Address: 13384 River Road NE
 City: Gervais State: OR Zip: 97026 Day Phone: 503-370-2706

WATER RESOURCES DEPT.
SALEM, OREGON

Please provide information as requested below for all tax lots on or through which water will be diverted or used. (Attach extra sheets as necessary.) 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.

(CHECK ALL THAT APPLY)

TAX LOT LOCAL ID #	PLAN DESIGNATION/ZONING (e.g. Rural Residential/RR-5)	WATER DIVERTED	WATER CONVEYED	WATER USE
Tax lot 600	EFU/Prime Ag			X

Please list all counties and cities within which water is proposed to be diverted, conveyed, and/or used.

The following section must be completed by a planning official from each county and city listed unless your project will be located entirely within the city limits. In this case, only the city planning agency must complete this form. Please request additional forms as needed.

For Local Government Use Only

Application No. 61445
Permit No. _____

Local planning officials are to complete the remainder of this form. If it cannot be completed while the applicant waits, sign and detach the receipt as instructed below. You will receive notice when the applicant's water right request is filed with the Water Resources Department (WRD). You will have 30 days from the notice date to return this completed land use form to WRD. If no land use information is received from you within that period, WRD may presume the land use associated with the proposed water right is compatible with your comprehensive plan.

a) Check the appropriate box below and provide requested information.

- Land uses to be served by proposed water uses (including proposed construction) are allowed outright or are not regulated by your comprehensive plan.
Cite applicable ordinance section(s); 136.020. Go to section b) on reverse side.
- Land uses to be served by proposed water uses (including proposed construction) involve discretionary land use approvals as listed in the table on the reverse of this form. **Note:** Please attach documentation of applicable local land use approvals which have already been obtained. (Record of Action plus accompanying findings is sufficient.)

=====
Receipt for Request for Land Use Information
=====

WRD Applicant Name: _____

This receipt must be signed by a local government representative and returned to the applicant for inclusion in the WRD application IF the local government cannot provide the above requested land use information while the applicant waits.

City or County: _____
 Staff Contact: _____ Phone: _____
 Signature: _____ Date of Information Request: _____

RECEIVED

JAN 29 1997

WATER RESOURCES DEPT.
SALEM, OREGON

Order No. 162323-M
Preliminary Title Report
August 4, 1992
Page 3

Application No. 6-1445
Permit No.

PARCEL I

Beginning at a point in the center of Market Road Number 36 which bears South 650.10 feet and North 89° 10' 30" West 3469.69 feet and South 20° 20' West 352.33 feet from the Northeast corner of the J. A. DeHaven Donation Land Claim Number 92 in Township 5 South, Range 2 West of the Willamette Meridian, Marion County, Oregon, said point being also the Southwest corner of that tract of land described in Volume 597, Page 353, Marion County Record of Deeds; thence South 89° 10' 30" East 373.32 feet along the South line of said tract of land to 5/8 inch iron rod; thence North 0° 49' 30" East 138.00 feet to a 5/8 inch iron rod; thence North 89° 10' 30" West, parallel to the South line of said tract of land described in Volume 597, Page 353, 324.43 feet to a point in the center of said Market Road Number 36, a 5/8 inch iron rod bears South 89° 10' 30" East 31.83 feet; thence South 20° 20' West 146.41 feet to the point of beginning.

SAVE AND EXCEPT the Westerly 30.0 feet of the above described parcel of land lying within Market Road Number 36.

PARCEL II

Beginning at a point which is 9.85 chains South and 33.58 chains West of the Northeast corner of the Donation Land Claim of James Anderson DeHaven and wife, same being claim Number 92, Township 5 South, Range 2 West of the Willamette Meridian, Marion County, Oregon; and from thence running West parallel with the North Boundary line of said Claim, a distance of 18.94 chains to the middle of the county road leading from Salem to Champoeg, Oregon; thence South 19° 37' West along the middle of said County Road, 5.35 chains to the North line of Ben Olcott's land; thence East parallel with the North boundary line of said Claim, 20.76 chains; thence North 5.04 chains to the place of beginning.

SAVE AND EXCEPT the existence of a County Road along the West side and the North side of the herein described premises.

SAVE AND EXCEPT

Beginning at a point in the center of Market Road Number 36 which bears South 650.10 feet and North 89° 10' 30" West 3469.69 feet and South 20° 20' West 352.33 feet from the Northeast corner of the J. A. DeHaven Donation Land Claim Number 92 in Township 5 South, Range 2 West of the Willamette Meridian, Marion County, Oregon, said point being also the Southwest corner of that tract of and described in Volume 597, Page 353, Marion County Record of Deeds; thence South 89° 10' 30" East 373.32 feet along the South line of said tract of land to 5/8 inch iron rod; thence North 0° 49' 30" East 138.00 feet to a 5/8 inch iron rod; thence North 89° 10' 30" West, parallel to the

Order No. 162323-M
Preliminary Title Report
August 4, 1992
Page 4

South line of said tract of land described in Volume 597, Page 353, 324.43 feet to a point in the center of said Market Road Number 36, a 5/8 inch iron rod bears South 89° 10' 30" East 31.83 feet; thence South 20° 20' West 146.41 feet to the point of beginning.

SAVE AND EXCEPT the Westerly 30.0 feet of the above described parcel of land lying within Market Road Number 36.

RECEIVED

JAN 29 1997

**WATER RESOURCES DEPT.
SALEM, OREGON**

**STATE OF OREGON
WATER RESOURCES DEPARTMENT**

725 Summer St. N.E. Ste. A
SALEM, OR 97301-4172
(503) 986-0900 / (503) 986-0904 (fax)

RECEIPT # **122737**

INVOICE # _____

RECEIVED FROM: NC Nursery LLC
BY: _____

APPLICATION	G 14445
PERMIT	
TRANSFER	

CASH: CHECK:# X001872 OTHER: (IDENTIFY)

TOTAL REC'D \$ 175.00

1083 TREASURY 4170 WRD MISC CASH ACCT

0407 COPIES \$
OTHER: (IDENTIFY) \$
0243 I/S Lease _____ 0244 Muni Water Mgmt. Plan _____ 0245 Cons. Water _____

4270 WRD OPERATING ACCT

MISCELLANEOUS 46/11

0407 COPY & TAPE FEES \$
0410 RESEARCH FEES \$
0408 MISC REVENUE: (IDENTIFY) \$
TC162 DEPOSIT LIAB. (IDENTIFY) \$
0240 EXTENSION OF TIME \$

WATER RIGHTS:

0201 SURFACE WATER	EXAM FEE	0202	RECORD FEE
0203 GROUND WATER	\$	0204	\$
0205 TRANSFER	\$		\$

WELL CONSTRUCTION

0218 WELL DRILL CONSTRUCTOR	EXAM FEE	0219	LICENSE FEE
LANDOWNER'S PERMIT	\$	0220	\$

6200 OTHER (IDENTIFY) COBU \$175.00

0536 TREASURY 0437 WELL CONST. START FEE

0211 WELL CONST START FEE \$ CARD # _____
0210 MONITORING WELLS \$ CARD # _____
OTHER (IDENTIFY) _____

0607 TREASURY 0467 HYDRO ACTIVITY LIC NUMBER

0233 POWER LICENSE FEE (FWWRD) \$
0231 HYDRO LICENSE FEE (FWWRD) \$
HYDRO APPLICATION \$

**RECEIVED
OVER THE COUNTER**

_____ TREASURY OTHER / RDX

FUND _____ TITLE _____
OBJ. CODE _____ VENDOR # _____
DESCRIPTION _____ \$

RECEIPT: **122737** DATED: 2/24/17 BY: C. Wootrich

**STATE OF OREGON
WATER RESOURCES DEPARTMENT**

RECEIPT # **19617**

158 12TH ST. N.E.
SALEM, OR 97310-0210
378-8455 / 378-8130 (FAX)

INVOICE # _____

RECEIVED FROM: Floyd W. Riley
BY: _____

APPLICATION	614445
PERMIT	
TRANSFER	

CASH: CHECK: # 96-8 OTHER: (IDENTIFY)

TOTAL REC'D \$ 100.00

0417 WRD MISC CASH ACCT

ADJUDICATIONS	\$
PUBLICATIONS / MAPS	\$
OTHER: (IDENTIFY)	\$
OTHER: (IDENTIFY)	\$

REDUCTION OF EXPENSE

CASH ACCT.	\$
VOUCHER #	

0427 WRD OPERATING ACCT

PCA 66111

MISCELLANEOUS		
0407 COPY & TAPE FEES	\$	
0410 RESEARCH FEES	\$	
0408 MISC REVENUE: (IDENTIFY)	\$	
New) TC165 DEPOSIT LIAB. (IDENTIFY)	\$	

WATER RIGHTS:	EXAM FEE		RECORD FEE
0201 SURFACE WATER	\$	0202	\$
0203 GROUND WATER	\$	0204	\$ 100.00
0205 TRANSFER	\$	0206	\$
WELL CONSTRUCTION	EXAM FEE		LICENSE FEE
0218 WELL DRILL CONSTRUCTOR	\$	0219	\$
LANDOWNER'S PERMIT		0220	\$
OTHER (IDENTIFY)			

0437 WELL CONST. START FEE

0211 WELL CONST START FEE	\$	CARD #	
0210 MONITORING WELLS	\$	CARD #	
OTHER (IDENTIFY)			

0539 LOTTERY PROCEEDS

1302 LOTTERY PROCEEDS	\$
-----------------------	----

0467 HYDRO ACTIVITY

	LIC NUMBER	
0233 POWER LICENSE FEE (FW/WRD)		\$
0231 HYDRO LICENSE FEE (FW/WRD)		\$
HRDRO APPLICATION		\$

RECEIPT # **19617**

DATED: 3-12-98 BY: D. Bushnell

**STATE OF OREGON
WATER RESOURCES DEPARTMENT**

RECEIPT # **9794**

158 12TH ST. N.E.
SALEM, OR 97310-0210
378-8455 / 378-8130 (FAX)

INVOICE # _____

RECEIVED FROM: Floyd W. Riley
BY: _____

APPLICATION	614445
PERMIT	
TRANSFER	

CASH: CHECK: # 24-12 OTHER: (IDENTIFY)

TOTAL REC'D \$ 200.00

0417 WRD MISC CASH ACCT

ADJUDICATIONS	\$
PUBLICATIONS / MAPS	\$
OTHER: (IDENTIFY)	\$
OTHER: (IDENTIFY)	\$

**RECEIVED
OVER THE COUNTER**

REDUCTION OF EXPENSE

CASH ACCT.	\$
PCA AND OBJECT CLASS	VOUCHER #

0427 WRD OPERATING ACCT

PCA 66111

MISCELLANEOUS		
0407 COPY & TAPE FEES	\$	
0410 RESEARCH FEES	\$	
0408 MISC REVENUE: (IDENTIFY)	\$	
TC165 DEPOSIT LIAB. (IDENTIFY)	\$	

WATER RIGHTS:

0201 SURFACE WATER	EXAM FEE	202	RECORD FEE
0203 GROUND WATER	\$ <u>200.00</u>	204	\$ <u>0</u>
0205 TRANSFER	\$	206	\$

WELL CONSTRUCTION

0218 WELL DRILL CONSTRUCTOR	EXAM FEE	219	LICENSE FEE
LANDOWNER'S PERMIT	\$	220	\$

OTHER (IDENTIFY) _____

0437 WELL CONST. START FEE

0211 WELL CONST START FEE	\$	CARD #	
0210 MONITORING WELLS	\$	CARD #	

OTHER (IDENTIFY) _____

0539 LOTTERY PROCEEDS

1302 LOTTERY PROCEEDS	\$
-----------------------	----

0467 HYDRO ACTIVITY

0233 POWER LICENSE FEE (FW/WRD)	LIC NUMBER	\$
0231 HYDRO LICENSE FEE (FW/WRD)		\$
HRDRO APPLICATION		\$

RECEIPT # **9794**

DATED: 1-29-97

BY: Melrose Jugh

PRE-TR APPLICATION PROCESSING OUTLINE

Application File #

G 14445

MINIMUM REQUIREMENTS TO FILE

OAR 690-11-020

DATE STAMP

DATE

INITIAL

1-29-97

JKM

Name and mailing address of applicant

Source of water

Quantity of water

Map showing location of POD & POU

Use of water

Names and addresses of legal owners

Signature of applicant

Oath

Application date stamped per money receipt date

Land use approved pending _____

If reservoir < 5 AF \$ _____, if > 5 AF \$ _____

~~HB 2153/HB 2107 APPLICATION -- SEE REVERSE~~

1-29-97

JKM

Route to Data Center (Unless 2153/2107)

DATA CENTER

Stream Code _____

Entered into WRIS

SUPPORT SERVICES

Stamp contents with application number

Mail ack letter (provided by Data Center) with receipt to applicant, cc to CWRE and file

Place label on file and calender card

APPLICATION SECTION

Stream Indexed Basin # _____

Plat Carded and copy made YES NO

If dam is over 10 feet or storage exceeds 9.2

AC-FT, route file to Dam Safety Section

TR CASEWORKER

TR Checklist complete YES NO

Within Irrigation District _____

District Notified _____

District excerpt received _____

TR Mailed DATE _____

Public Interest Checklist complete _____

Management Codes _____

REMARKS:

MINIMUM APPLICATION REQUIREMENTS TO FILE:

HB 2153 - existing, small, EXEMPT ponds

(date & initials) NOTICE OF EXEMPT RESERVOIR form (or letter if prior to April 8, 1994).

Appropriate map (see item 1 on form).

Evidence that reservoir existed before January 1, 1993 (one or more of the following: dated aerial photo, NOTARIZED affidavit, dated map from agency, construction receipts or other documentation).

Items 2, 3, 4, 5, and 6 are completed.

Signature (and title, if applicable)

HB 2153 - non-exempt existing ponds (large, on-channel)

Complete Minimum Requirements to File on reverse, except before routing to Data Center, change priority date, to 1/1/1993. Also, confirm the following:

Receipt of evidence that reservoir existed before January 1, 1993 (one or more of the following: dated aerial photo, NOTARIZED affidavit, dated map from agency, construction receipts or other documentation)

HB 2107 - wetland, stream restoration and storm water management

Complete Minimum Requirements to File on reverse EXCEPT DO NOT ROUTE TO DATA CENTER, BUT DO ROUTE TO CAROL. Also confirm the following:

Name/address of adjacent property owner within 1/4 mile

Map with scale not less than 2 in.=1 mi.

CWRE map if > 10 feet dam or > 9.2 AF

Description of proposed use

Condition addressed

Resulting benefits

Public notices (circle) #1 #2