

# Application for a Permit to Use Groundwater



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

G-18843

RECEIVED

DEC 09 2019

## SECTION 1: APPLICANT INFORMATION AND SIGNATURE

### Applicant

|                               |                      |                            |         |             |
|-------------------------------|----------------------|----------------------------|---------|-------------|
| NAME<br>ARTHUR A WASSENMILLER |                      | PHONE (HM)<br>541-483-2223 |         | <b>OWRD</b> |
| PHONE (WK)                    | CELL<br>541-993-6040 | FAX                        |         |             |
| ADDRESS<br>PO BOX 101         |                      |                            |         |             |
| CITY<br>TYGH VALLEY           | STATE<br>OR          | ZIP<br>97063               | E-MAIL* |             |

### Organization

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

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

|  |             |                            |   |                      |
|--|-------------|----------------------------|---|----------------------|
| AGENT / BUSINESS NAME<br>JOSH THOMPSON / WASCO COUNTY SWCD |             | PHONE<br>541-296-6178 x116 |   | FAX<br>541-296-7868  |
| ADDRESS<br>2325 RIVER RD. STE. 3                           |             |                            |   | CELL<br>541-993-3419 |
| CITY<br>THE DALLES   | STATE<br>OR | ZIP<br>97063               | E-MAIL*<br>JOSH.THOMPSON@OR.NACDNET.NET |                      |

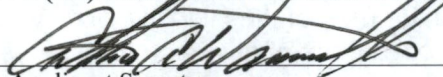
Note: Attach multiple copies as needed

\* By providing an e-mail address, consent is given to receive all correspondence from the Department electronically. (Paper copies of the proposed and final order documents will also be mailed.)

### By my signature below I confirm that I understand:

- I am asking to use water specifically as described in this application.
- Evaluation of this application will be based on information provided in the application.
- I cannot use water legally until the Water Resources Department issues a permit.
- Oregon law requires that a permit be issued before beginning construction of any proposed well, unless the use is exempt. Acceptance of this application does not guarantee a permit will be issued.
- If I get a permit, I must not waste water.
- If development of the water use is not according to the terms of the permit, the permit can be cancelled.
- The water use must be compatible with local comprehensive land-use plans.
- Even if the Department issues a permit, I may have to stop using water to allow senior water-right holders to get water to which they are entitled.

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

|   |                                    |          |
|---|------------------------------------|----------|
|  | <i>Arthur A. Wassenmiller</i>      | 11-13-19 |
| Applicant Signature   | Print Name and Title if applicable | Date     |

|                     |                                    |      |
|---------------------|------------------------------------|------|
|                     |                                    |      |
| Applicant Signature | Print Name and Title if applicable | Date |



**SECTION 2: PROPERTY OWNERSHIP**

Please indicate if you own all the lands associated with the project from which the water is to be diverted, conveyed, and used.

- YES, there are no encumbrances.
- YES, the land is encumbered by easements, rights of way, roads or other encumbrances.
- NO, I have a recorded easement or written authorization permitting access.
- NO, I do not currently have written authorization or easement permitting access.
- NO, written authorization or an easement is not necessary, because the only affected lands I do not own are state-owned submersible lands, and this application is for irrigation and/or domestic use only (ORS 274.040).
- NO, because water is to be diverted, conveyed, and/or used only on federal lands.

RECEIVED  
 DEC 09 2019  
 OWRD

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

NOT APPLICABLE

**Legal Description:** You must provide the legal description of: 1. The property from which the water is to be diverted, 2. Any property crossed by the proposed ditch, canal or other work, and 3. Any property on which the water is to be used as depicted on the map.

\*Legal Description attached in Map and current Deed

**SECTION 3: WELL DEVELOPMENT**

| WELL NO. | NAME OF NEAREST SURFACE WATER | IF LESS THAN 1 MILE:              |  |
|----------|-------------------------------|-----------------------------------|--|
|          |                               | DISTANCE TO NEAREST SURFACE WATER | ELEVATION CHANGE BETWEEN NEAREST SURFACE WATER AND WELL HEAD |
| AW1      | TYGH CREEK                    | 1,390                             | + 37 FT PER LIDAR SURVEY                                     |

Please provide any information for your existing or proposed well(s) that you believe may be helpful in evaluating your application. For existing wells, describe any previous alteration(s) or repair(s) not documented in the attached well log or other materials *(attach additional sheets if necessary).*

The proposed location is greater than 1/4 mile from Tygh Creek and adjacent to highly intermittent stream as noted on the map. The proposed new well and water right is part of the Highline Ditch and Diversion Elimination project. The project is funded through USDA NRCS, Oregon Watershed Enhancement Board and Wasco County Soil and Water Conservation District. The project will eliminate a 9-mile-long open ditch serving 7 users. Mr. Wassenmiller is one of four users proposing to transfer their surface water rights instream and convert to groundwater rights. Their transfer of surface water may be considered mitigation if needed under division 9 review. Three other users are applying concurrently for ground water right under with like scenarios. The major user of the Highline Ditch will be applying for a Point of Diversion Transfer downstream. The proposed point of diversion transfer will involve 5 CFS and be taken out of White River. Which is currently a not overallocated and requiring regulation by the local water master. Tygh Creek Is Highly overallocated, regulated, and frequently dewatered by irrigation withdraws. The Cumulative effect of the projects is expected to maintain perennial flow throughout Tygh Creek in the Lower Tygh Valley Basin. The project will also remove 3 out of 4 fish passage barriers with plans to address the 4th as funding becomes available.

Artur Wassenmiller Surface Water Right is included in Certificate 24525.

Well Inspector will be consulted on all aspect of well construction.

Legal Description of the Property is NW¼, Section 4, Township 4 South, Range 13 East, Willamette Meridian.

Wasco County Taxlot: 4S 13E 0 1000, Account # 10428

Property Address: 58044 HWY 197, Tygh Valley, OR 97063

RECEIVED  
DEC 09 2019  
OWRD



**SECTION 3: WELL DEVELOPMENT, continued**

**Total maximum rate requested:** 448 GPM (each well will be evaluated at the maximum rate unless you indicate well-specific rates and annual volumes in the table below).

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

| OWNER'S WELL NAME OR NO. | PROPOSED                            | EXISTING                 | WELL ID (WELL TAG) NO.* OR WELL LOG ID** | FLOWING ARTESIAN         | CASING DIAMETER | CASING INTERVALS (IN FEET) | PERFORATED OR SCREENED INTERVALS (IN FEET) | SEAL INTERVALS (IN FEET) | MOST RECENT STATIC WATER LEVEL & DATE (IN FEET) | PROPOSED USE          |                  |                          |                           |
|--------------------------|-------------------------------------|--------------------------|--|--------------------------|-----------------|----------------------------|--|--------------------------|---|-----------------------|------------------|--------------------------|---------------------------|
|                          |                                     |                          |  |                          |                 |                            |  |                          |   | SOURCE AQUIFER***     | TOTAL WELL DEPTH | WELL-SPECIFIC RATE (GPM) | ANNUAL VOLUME (ACRE-FEET) |
| AW1                      | <input checked="" type="checkbox"/> | <input type="checkbox"/> |  | <input type="checkbox"/> | 12"             | TBD                        | TBD  | TBD                      |   | TYGH VALLEY FORMATION | 250              | 448                      | 239.7 AF                  |

\* Licensed drillers are required to attach a Department-supplied Well Tag, with a unique Well ID or Well Tag Number to all new or newly altered wells. Landowners can request a Well ID for existing wells that do not have one. The Well ID is intended to serve as a unique identification number for each well.  
 \*\* A well log ID (e.g. MARI 1234) is assigned by the Department to each log in the agency's well log database. A separate well log is required for each subsequent alteration of the well.  
 \*\*\* Source aquifer examples: Troutdale Formation, gravel and sand, alluvium, basalt, bedrock, etc.

RECEIVED  
 DEC 09 2019  
 OWRD



**SECTION 4: SENSITIVE, THREATENED OR ENDANGERED FISH SPECIES PUBLIC INTEREST INFORMATION**

This information must be provided for your application to be accepted as complete. The Water Resources Department will determine whether the proposed use will impair or be detrimental to the public interest with regard to sensitive, threatened or endangered fish species if your proposed groundwater use is determined to have the potential for substantial interference with nearby surface waters.

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

For more detailed information, click on the following link and enter the TRSQQ or the Lat/Long of a POA and click on "Submit" to retrieve a report that will show which section, if any, of the rules apply:

[https://apps.wrd.state.or.us/apps/misc/lkp\\_trsqq\\_features/](https://apps.wrd.state.or.us/apps/misc/lkp_trsqq_features/)

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

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

RECEIVED

DEC 09 2019

Is the well or proposed well located in an area where the Upper Columbia Rules apply?

Yes  No

OWRD

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

**If yes, and if the Department determines that proposed groundwater use has the potential for substantial interference with nearby surface waters:**

- I understand that the permit, if issued, will not allow use during the time period April 15 to September 30, except as provided in OAR 690-033-0140.
- I understand that the Department of Environmental Quality will review my application to determine if the proposed use complies with existing state and federal water quality standards.
- I understand that I will install and maintain water use measurement and recording devices as required by the Water Resources Department, and comply with recording and reporting permit condition requirements.

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

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

Yes  No

**If yes, and the proposed groundwater use is determined to have the potential for substantial interference with nearby surface waters you are notified** that the Water Resources Department will determine, by reviewing recovery plans, the Columbia River Basin Fish and Wildlife Program, and regional restoration programs applicable to threatened or endangered fish species, in coordination with state and federal agencies, as



appropriate, whether the proposed use is detrimental to the protection or recovery of a threatened or endangered fish species and whether the use can be conditioned or mitigated to avoid the detriment.

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

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

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

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

\_\_\_\_\_

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

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

Yes  No

RECEIVED  
RECEIVED  
DEC 09 2019  
DEC 09 2019  
OWRD  
OWRD  
OWRD

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

RECEIVED  
DEC 09 2019

**SECTION 5: WATER USE**

OWRD

| USE        | PERIOD OF USE                                       | ANNUAL VOLUME (ACRE-FEET) |
|------------|---|---------------------------|
| Irrigation | March 1 <sup>st</sup> , to October 15 <sup>th</sup> | 239.7 Acre Feet           |

**For irrigation use only:**

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

Primary: 75.7 Acres                      Supplemental: 4.2 Acres

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

11952

Indicate the maximum total number of acre-feet you expect to use in an irrigation season: 239.7 Acre Feet

- If the use is **municipal or quasi-municipal**, attach **Form M**
- If the use is **domestic**, indicate the number of households: \_\_\_\_ (Exempt Uses: Please note that 15,000 gallons per day for single or group **domestic** purposes and 5,000 gallons per day for a single **industrial or commercial** purpose are exempt from permitting requirements.)
- If the use is **mining**, describe what is being mined and the method(s) of extraction (*attach additional sheets if necessary*): \_\_\_\_\_



## SECTION 6: WATER MANAGEMENT

### A. Diversion and Conveyance

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

- Pump (give horsepower and type): 30-50 hp, Submerged turbine.  
 Other means (describe): \_\_\_\_\_

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

Well will be constructed to Oregon Standards, conveyance System will be designed by Wasco SWCD and Meet USDA NRCS Quality criteria. Conveyance System will be a pressurized, on demand system. Pipes will be properly sized to minimize friction loss.

### B. Application Method

- a. What equipment and method of application will be used? (e.g., drip, wheel line, high-pressure sprinkler) (*attach additional sheets if necessary*)  
Two pivots will cover the majority of the acres, with POD type irrigation line being used in the corners.

RECEIVED  
DEC 09 2019  
OWRD

### C. Conservation

Please describe why the amount of water requested is needed and measures you propose to: prevent waste; measure the amount of water diverted; prevent damage to aquatic life and riparian habitat; prevent the discharge of contaminated water to a surface stream; prevent adverse impact to public uses of affected surface waters (*attach additional sheets if necessary*).

The amount of water requested is 5gpm / acre, and is needed to maintain adequate soil moisture during peak evapotranspiration rates. The pressurized, on demand system will have 100% conveyance efficiency compared to the open ditch system that is estimated at 40% efficient. The in-stream transfers and POD changes associated with this project will have a profound beneficial impact on aquatic life and riparian habitat. Tygh Creek will be converted from a seasonally dewatered stream, back to perennial flow. The decommissioning of the highline ditch will also eliminate blowouts that frequently flood out adjacent crop fields. The additional water in Tygh Creek will have a beneficial impact on the recreational uses in and around Tygh Creek. Benefits include the potential for a robust healthy natural fishery for native redband trout. Surface water rights associated with this property to be converted in-stream is Certificate 24525.

## SECTION 7: PROJECT SCHEDULE

- a) Date construction will begin: Pending Approval  
b) Date construction will be completed: 6 months from approval  
c) Date beneficial water use will begin: Spring following completion

## SECTION 8: RESOURCE PROTECTION

In granting permission to use water the state encourages, and in some instances requires, careful control of activities that may affect adjacent waterway or streamside area. See instruction guide for a list of possible permit requirements from other agencies. Please indicate any of the practices you plan to undertake to protect water resources.

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

Describe: Standard BMP will apply

- Excavation or clearing of banks will be kept to a minimum to protect riparian or streamside areas.  
**Note:** If disturbed area is greater than one acre, applicant should contact the Oregon Department of Environmental Quality to determine if a 1200C permit is required.

Describe planned actions and additional permits required for project implementation: no disturbances to banks

- Other state and federal permits or contracts required and to be obtained, if a water right permit is granted:  
List: No other know permit needed

### SECTION 9: WITHIN A DISTRICT

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

|                          |         |     |
|--------------------------|---------|-----|
| Irrigation District Name | Address |     |
| City                     | State   | Zip |

### SECTION 10: REMARKS

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

Funding for this project is provided by OWEB GRANT #214-4008, USDA NRCS via White River RCPP funding Pool and Wasco County Soil and Water Conservation District.

RECEIVED  
DEC 09 2019  
OWRD



# Land Use Information Form



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

## NOTE TO APPLICANTS

In order for your application to be processed by the Water Resources Department (WRD), this Land Use Information Form must be completed by a local government planning official in the jurisdiction(s) where your water right will be used and developed. The planning official may choose to complete the form while you wait, or return the receipt stub to you. Applications received by WRD without the Land Use Form or the receipt stub will be returned to you. Please be aware that your application will not be approved without land use approval.

**This form is NOT required if:**

- 1) Water is to be diverted, conveyed, and/or used only on federal lands; **OR**
- 2) The application is for a water right transfer, allocation of conserved water, exchange, permit amendment, or groundwater registration modification, and all of the following apply:
  - a) The existing and proposed water use is located entirely within lands zoned for exclusive farm-use or within an irrigation district;
  - b) The application involves a change in place of use only;
  - c) The change does not involve the placement or modification of structures, including but not limited to water diversion, impoundment, distribution facilities, water wells and well houses; and
  - d) The application involves irrigation water uses only.

RECEIVED

DEC 09 2019

OWRD

## NOTE TO LOCAL GOVERNMENTS

The person presenting the attached Land Use Information Form is applying for or modifying a water right. The Water Resources Department (WRD) requires its applicants to obtain land use information to be sure the water rights do not result in land uses that are incompatible with your comprehensive plan. Please complete the form or detach the receipt stub and return it to the applicant for inclusion in their water right application. You will receive notice once the applicant formally submits his or her request to the WRD. The notice will give more information about WRD's water rights process and provide additional comment opportunities. You will have 30 days from the date of the notice to complete the land use form and return it to the WRD. If no land use information is received from you within that 30-day period, the WRD may presume the land use associated with the proposed water right is compatible with your comprehensive plan. Your attention to this request for information is greatly appreciated by the Water Resources Department. If you have any questions concerning this form, please contact the WRD's Customer Service Group at 503-986-0801.



# Water-Use Permit Application Processing

## 1. Completeness Determination

The Department evaluates whether the application and accompanying map contain all of the information required under OAR 690-310-0040 and OAR 690-310-0050. The Department also determines whether the proposed use is prohibited by statute. If the Department determines that the application is incomplete, all fees have not been paid, or the use is prohibited by statute, the application and all fees submitted are returned to the applicant.

## 2. Initial Review

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

## 3. Public Notice

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

## 4. Proposed Final Order Issued

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

## 5. Public Notice

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

## 6. Final Order Issued

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

RECEIVED

DEC 09 2019

OWRD

6-10090



# Land Use Information Form



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

RECEIVED

JUL 25 2019

OWRD

Applicant: Wasco County SWCD  
First Last \_\_\_\_\_

Mailing Address: 2325 River Rd. Ste. 3

The Dalles City OR 97058 Daytime Phone: 541-296-6178 x116  
State Zip

## A. Land and Location

Please include the following information for all tax lots where water will be diverted (taken from its source), conveyed (transported), and/or used or developed. Applicants for municipal use, or irrigation uses within irrigation districts may substitute existing and proposed service-area boundaries for the tax-lot information requested below.

| Township | Range | Section | ¼ ¼       | Tax Lot # | Plan Designation (e.g., Rural Residential/RR-5) | Water to be:  | Proposed Land Use: |
|----------|-------|---------|-----------|-----------|---|---|--------------------|
| 4S       | 13E   | 4       | nw¼       | 1000      | A1(160)   | <input checked="" type="checkbox"/> Diverted <input checked="" type="checkbox"/> Conveyed <input type="checkbox"/> Used | AG                 |
| 4S       | 13E   | 5       | E½<br>ne¼ | 1000      | A1(160)   | <input type="checkbox"/> Diverted <input type="checkbox"/> Conveyed <input checked="" type="checkbox"/> Used            | AG                 |

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

Wasco County

RECEIVED  
DEC 09 2019  
OWRD

## B. Description of Proposed Use

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

- Permit to Use or Store Water  Water Right Transfer  Permit Amendment or Ground Water Registration Modification  
 Limited Water Use License  Allocation of Conserved Water  Exchange of Water

Source of water:  Reservoir/Pond  Ground Water  Surface Water (name) \_\_\_\_\_

Estimated quantity of water needed: 448  cubic feet per second  gallons per minute  acre-feet

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

Briefly describe:

New groundwater appropriation in conjunction with Dam and Ditch elimination. Overlaying surface water right will be converted instream.

**Note to applicant:** If the Land Use Information Form cannot be completed while you wait, please have a local government representative sign the receipt at the bottom of the next page and include it with the application filed with the Water Resources Department. See bottom of Page 3. →



## For Local Government Use Only

The following section must be completed by a planning official from each county and city listed unless the project will be located entirely within the city limits. In that case, only the city planning agency must complete this form. This deals only with the local land-use plan. Do not include approval for activities such as building or grading permits.

**Please check the appropriate box below and provide the requested information**

- Land uses to be served by the proposed water uses (including proposed construction) are allowed outright or are not regulated by your comprehensive plan. Cite applicable ordinance section(s): \_\_\_\_\_.
- Land uses to be served by the proposed water uses (including proposed construction) involve discretionary land-use approvals as listed in the table below. (Please attach documentation of applicable land-use approvals which have already been obtained. Record of Action/land-use decision and accompanying findings are sufficient.) **If approvals have been obtained but all appeal periods have not ended, check "Being pursued."**

| Type of Land-Use Approval Needed<br>(e.g., plan amendments, rezones,<br>conditional-use permits, etc.) | Cite Most Significant, Applicable Plan<br>Policies & Ordinance Section References | Land-Use Approval:   |  |
|--|---|--|--|
|  |   | <input type="checkbox"/> Obtained<br><input type="checkbox"/> Denied | <input type="checkbox"/> Being Pursued<br><input type="checkbox"/> Not Being Pursued |
|  |   | <input type="checkbox"/> Obtained<br><input type="checkbox"/> Denied | <input type="checkbox"/> Being Pursued<br><input type="checkbox"/> Not Being Pursued |
|  |   | <input type="checkbox"/> Obtained<br><input type="checkbox"/> Denied | <input type="checkbox"/> Being Pursued<br><input type="checkbox"/> Not Being Pursued |
|  |   | <input type="checkbox"/> Obtained<br><input type="checkbox"/> Denied | <input type="checkbox"/> Being Pursued<br><input type="checkbox"/> Not Being Pursued |
|  |   | <input type="checkbox"/> Obtained<br><input type="checkbox"/> Denied | <input type="checkbox"/> Being Pursued<br><input type="checkbox"/> Not Being Pursued |

Local governments are invited to express special land-use concerns or make recommendations to the Water Resources Department regarding this proposed use of water below, or on a separate sheet.

**RECEIVED**

**DEC 09 2019**

**OWRD**

Name: \_\_\_\_\_ Title: \_\_\_\_\_

Signature: \_\_\_\_\_ Phone: \_\_\_\_\_ Date: \_\_\_\_\_

Government Entity: \_\_\_\_\_

**RECEIVED**  
**JUL 25 2019**  
**OWRD**

**Note to local government representative:** Please complete this form or sign the receipt below and return it to the applicant. If you sign the receipt, you will have 30 days from the Water Resources Department's notice date to return the completed Land Use Information Form or WRD may presume the land use associated with the proposed use of water is compatible with local comprehensive plans.

**Receipt for Request for Land Use Information**

Applicant name: \_\_\_\_\_

City or County: \_\_\_\_\_ Staff contact: \_\_\_\_\_

Signature: \_\_\_\_\_ Phone: \_\_\_\_\_ Date: \_\_\_\_\_





## For Local Government Use Only

The following section must be completed by a planning official from each county and city listed unless the project will be located entirely within the city limits. In that case, only the city planning agency must complete this form. This deals only with the local land-use plan. Do not include approval for activities such as building or grading permits.

**Please check the appropriate box below and provide the requested information**

- Land uses to be served by the proposed water uses (including proposed construction) are allowed outright or are not regulated by your comprehensive plan. Cite applicable ordinance section(s): \_\_\_\_\_.
- Land uses to be served by the proposed water uses (including proposed construction) involve discretionary land-use approvals as listed in the table below. (Please attach documentation of applicable land-use approvals which have already been obtained. Record of Action/land-use decision and accompanying findings are sufficient.) **If approvals have been obtained but all appeal periods have not ended, check "Being pursued."**

| Type of Land-Use Approval Needed<br>(e.g., plan amendments, rezones,<br>conditional-use permits, etc.) | Cite Most Significant, Applicable Plan<br>Policies & Ordinance Section References | Land-Use Approval:   |  |
|--|---|--|--|
|  |   | <input type="checkbox"/> Obtained<br><input type="checkbox"/> Denied | <input type="checkbox"/> Being Pursued<br><input type="checkbox"/> Not Being Pursued |
|  |   | <input type="checkbox"/> Obtained<br><input type="checkbox"/> Denied | <input type="checkbox"/> Being Pursued<br><input type="checkbox"/> Not Being Pursued |
|  |   | <input type="checkbox"/> Obtained<br><input type="checkbox"/> Denied | <input type="checkbox"/> Being Pursued<br><input type="checkbox"/> Not Being Pursued |
|  |   | <input type="checkbox"/> Obtained<br><input type="checkbox"/> Denied | <input type="checkbox"/> Being Pursued<br><input type="checkbox"/> Not Being Pursued |
|  |   | <input type="checkbox"/> Obtained<br><input type="checkbox"/> Denied | <input type="checkbox"/> Being Pursued<br><input type="checkbox"/> Not Being Pursued |

Local governments are invited to express special land-use concerns or make recommendations to the Water Resources Department regarding this proposed use of water below, or on a separate sheet.

RECEIVED

DEC 09 2019

OWRD

Name: \_\_\_\_\_ Title: \_\_\_\_\_

Signature: \_\_\_\_\_ Phone: \_\_\_\_\_ Date: \_\_\_\_\_

Government Entity: \_\_\_\_\_

RECEIVED

JUL 25 2019

OWRD

**Note to local government representative:** Please complete this form or sign the receipt below and return it to the applicant. If you sign the receipt, you will have 30 days from the Water Resources Department's notice date to return the completed Land Use Information Form or WRD may presume the land use associated with the proposed use of water is compatible with local comprehensive plans.



**Receipt for Request for Land Use Information**

Applicant name: Wasco County SWCD

City or County: Wasco County Staff contact: Brant Bybee

Signature: [Signature] Phone: (541) 506-2544 Date: 7/23/19

## For Local Government Use Only

The following section must be completed by a planning official from each county and city listed unless the project will be located entirely within the city limits. In that case, only the city planning agency must complete this form. This deals only with the local land-use plan. Do not include approval for activities such as building or grading permits.

**Please check the appropriate box below and provide the requested information**

- Land uses to be served by the proposed water uses (including proposed construction) are allowed outright or are not regulated by your comprehensive plan. Cite applicable ordinance section(s): Section 3.212 Wasco County LUDA
- Land uses to be served by the proposed water uses (including proposed construction) involve discretionary land-use approvals as listed in the table below. (Please attach documentation of applicable land-use approvals which have already been obtained. Record of Action/land-use decision and accompanying findings are sufficient.) **If approvals have been obtained but all appeal periods have not ended, check "Being pursued."**

| Type of Land-Use Approval Needed<br>(e.g., plan amendments, rezones,<br>conditional-use permits, etc.) | Cite Most Significant, Applicable Plan<br>Policies & Ordinance Section References | Land-Use Approval:   |  |
|--|---|--|--|
|  |   | <input type="checkbox"/> Obtained<br><input type="checkbox"/> Denied | <input type="checkbox"/> Being Pursued<br><input type="checkbox"/> Not Being Pursued |
|  |   | <input type="checkbox"/> Obtained<br><input type="checkbox"/> Denied | <input type="checkbox"/> Being Pursued<br><input type="checkbox"/> Not Being Pursued |
|  |   | <input type="checkbox"/> Obtained<br><input type="checkbox"/> Denied | <input type="checkbox"/> Being Pursued<br><input type="checkbox"/> Not Being Pursued |
|  |   | <input type="checkbox"/> Obtained<br><input type="checkbox"/> Denied | <input type="checkbox"/> Being Pursued<br><input type="checkbox"/> Not Being Pursued |
|  |   | <input type="checkbox"/> Obtained<br><input type="checkbox"/> Denied | <input type="checkbox"/> Being Pursued<br><input type="checkbox"/> Not Being Pursued |

Local governments are invited to express special land-use concerns or make recommendations to the Water Resources Department regarding this proposed use of water below, or on a separate sheet.

RECEIVED

Name: Brent Bybee Title: Associate Planner

DEC 09 2019

Signature: [Signature] Phone: (541) 506-2560 Date: 7/29/19

OWRD

Government Entity: Wasco County Planning

**Note to local government representative:** Please complete this form or sign the receipt below and return it to the applicant. If you sign the receipt, you will have 30 days from the Water Resources Department's notice date to return the completed Land Use Information Form or WRD may presume the land use associated with the proposed use of water is compatible with local comprehensive plans.

**Receipt for Request for Land Use Information**

Applicant name: Wasco County SWCD

City or County: Wasco County Staff contact: Brent Bybee

Signature: [Signature] Phone: (541) 506-2544 Date: 7/23/19





Wasco County Planning Department

2705 East 2nd Street

The Dalles, OR 97058

541-506-2560

Fax: 541-506-2651

wcplanning@co.wasco.or.us

Invoice: 63737

921-19-000109-PLNG

www.co.wasco.or.us/departments/planning/index.php

Invoice Date: 7/23/19 11:03 am

RECEIVED

JUL 25 2019

OWRD

Project Name: Ministerial Non-Structural

Worksite address: 58044 HIGHWAY 197, TYGH VALLEY, OR 97063

Parcel: 4S 13E 0 1000

Owner: WASSENMILLER ARTHUR A, PO BOX 101, TYGH VALLEY, Oregon 97063

| Units   | Description   | Fee Amount | Balance Due |
|---------|---|------------|-------------|
| 1.00 Ea | Type I - Ministerial -<br>Non-Structural sign-off - MNN | \$90.00    | \$90.00     |
|         |   | <hr/>      |             |
|         |   | \$90.00    | \$90.00     |

RECEIVED

DEC 09 2019

OWRD

6-10090

PERSONAL REPRESENTATIVE'S DEED

THIS INDENTURE Made this 9th day of February, 1995, by and between ARTHUR A. WASSENMILLER the duly appointed, qualified and acting personal representative of the estate of LAURA ALICE WASSENMILLER deceased, hereinafter called the first party, and ARTHUR A. WASSENMILLER hereinafter called the second party; WITNESSETH:

For value received and the consideration hereinafter stated, the receipt whereof hereby is acknowledged, the first party has granted, bargained, sold and conveyed, and by these presents does grant, bargain, sell and convey unto the second party and second party's heirs, successors-in-interest and assigns all the estate, right and interest of the deceased at the time of decedent's death, and all the right, title and interest that the estate of the deceased by operation of the law or otherwise may have thereafter acquired in that certain real property situated in the County of WASCO, State of Oregon, described as follows, to-wit:

THE LEGAL DESCRIPTION IS ATTACHED AS EXHIBIT "A"

\*\*\*This deed is given in fulfillment of the Decree of Final Distribution, dated January 30, 1995, in the Estate of Laura Alice Wassenmiller, Wasco County Circuit Court Case # P94-027

RECEIVED

DEC 09 2019

OWRD

RECEIVED

JUL 25 2019

OWRD

(IF SPACE INSUFFICIENT, CONTINUE DESCRIPTION ON REVERSE SIDE)

TO HAVE AND TO HOLD the same unto the second party, and second party's heirs, successors-in-interest and assigns forever.

The true and actual consideration paid for this transfer, stated in terms of dollars, is \$ SEE ABOVE \*\*\*

However, the actual consideration consists of or includes other property or value given or promised which is part of the consideration (indicate which) the whole

IN WITNESS WHEREOF, the first party has executed this instrument; if first party is a corporation, it has caused its name to be signed and its seal, if any, affixed by an officer or other person duly authorized to do so by order of its board of directors.

Handwritten signature of Arthur A. Wassenmiller

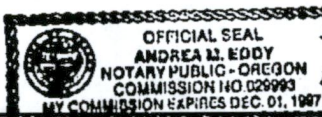
THIS INSTRUMENT WILL NOT ALLOW USE OF THE PROPERTY DESCRIBED IN THIS INSTRUMENT IN VIOLATION OF APPLICABLE LAND USE LAWS AND REGULATIONS. BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON ACQUIRING FEE TITLE TO THE PROPERTY SHOULD CHECK WITH THE APPROPRIATE CITY OR COUNTY PLANNING DEPARTMENT TO VERIFY APPROVED USES.

Arthur A. Wassenmiller Personal Representative of the Estate of LAURA ALICE WASSENMILLER deceased.

NOTE-The sentence between the symbols @, if not applicable, should be deleted. See ORS 93.030.

STATE OF OREGON, County of WASCO ss. This instrument was acknowledged before me on February 9, 1995 by Arthur A. Wassenmiller This instrument was acknowledged before me on 19 by as of

950571



Handwritten signature of Andrea M. Eddy, Notary Public for Oregon, My commission expires 12/1/97

Form with fields for Grantor's Name and Address (Arthur A. Wassenmiller, P.O. Box 101, Tygh Valley, OR 97063) and Recipient's Name and Address (Arthur A. Wassenmiller, P.O. Box 101, Tygh Valley, OR 97063)

950571 (A)

Microfilm No. AT 24158 WASCO CITY OR

THE DAVIDSON CO.

FEB 10 10 03 AM '95

STATE OF OREGON County of Wasco DEED I certify that this document was received and recorded in the

Karen R. Lubbersen, County Clerk by Deputy



REAL PROPERTY LEGAL DESCRIPTION OF THE LAURA A. WASSENMILLER ESTATE ON 2-10-94

The estate of Laura A. Wassenmiller contains 432.73 acres of the following real property, with the tenements, hereditaments, and appurtenances, situated in the county of Wasco, and state of Oregon, bounded and described as follows, to-wit:

The West half (W $\frac{1}{2}$ ) of Section Four (4), save and except therefrom, commencing 46.72 chains South of the half mile post on the North boundary of said section Four (4), thence West 4.20 chains; thence North 32 degrees West 1.30 chains; thence North 19 degrees East 11 chains; thence South 80 degrees East 1.57 chains; thence South 11.60 chains to the place of beginning, containing 3.85 acres, more or less, dated March 27, 1869, and filed Jan. 20, 1876, in Vol. E of Deeds, page 337, of Wasco County, Oregon. Also save and except therefrom, beginning on the North right-of-way fence of the county road, at a point located North 30 feet, from the quarter section corner on the South line of Section Four (4), running thence North 0° 07' West, along the line through the center of said Section 4, a distance of 670 feet; thence South 82° 13' West, 245.7 feet; thence South 80° 43' West, 508.5 feet; thence North 58° 34' West, 95.0 feet; thence North 3° 35' West, 300.4 feet; thence North 74° 03' West, 255.7 feet; thence South 47° 22' West, 259.9 feet; thence South 0° 07' East, 648 feet, to the Northerly right-of-way line of the county road; thence following said line South 74° 31' East, 246.7 feet; thence South 76° 37' East, 296.8 feet; thence South 88° 52' East, 755.9 feet, to the point of beginning, containing 20.0 acres, dated July 03, 1954, and filed July 08, 1954, in Book 128, page 800, of deed records of Wasco County, Oregon. Also save and except therefrom all that portion of Government Lot Three (NE $\frac{1}{4}$ NW $\frac{1}{4}$ ) of Section Four (4), lying Northerly and Easterly of The Dalles-California Highway, dated Sept. 26, 1969, and filed Oct. 30, 1969, recorded in the deed records of Wasco County, Oregon under micro film number 691962.

The Southeast quarter of the Southeast quarter (SE $\frac{1}{4}$ SE $\frac{1}{4}$ ) of Section Five (5); the Northeast quarter (NE $\frac{1}{4}$ ) of Section Eight (8) that lies North of the present location of the Wamic Market Road, and the Northwest quarter of the Northwest quarter (NW $\frac{1}{4}$ NW $\frac{1}{4}$ ) of Section Nine (9), all in Township Four (4) South, Range Thirteen (13) East of the Willamette Meridian.

Except all state and county roadways, and together with all water rights appurtenant thereto or otherwise evidenced.

950571(2)

EXHIBIT "A"

RECEIVED

DEC 09 2019

OWRD

RECEIVED

JUL 25 2019

OWRD