

Application for a Permit to Use  
**Surface Water**

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**JAN 28 2020**  
**OWRD**



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

**SECTION 1: APPLICANT INFORMATION AND SIGNATURE**

**Applicant**

NAME PHILIP WIRTH		PHONE (HM)	
PHONE (WK) (971) 241-9202	CELL (971)241-9202	FAX	
ADDRESS P O BOX 428			
CITY LONG CREEK	STATE OR	ZIP 97856	E-MAIL * TIMBERWESTLC@GMAIL.COM

**Organization**

NAME WINDY CANYON RANCH, LLC / TRIPLE 7 RANCH, LLC		PHONE (971)241-9202	FAX
ADDRESS P O BOX 428		CELL (971)241-9202	
CITY LONG CREEK	STATE OR	ZIP 97856	E-MAIL * TIMBERWESTLC@GMAIL.COM

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

AGENT / BUSINESS NAME		PHONE	FAX
ADDRESS		CELL	
CITY	STATE	ZIP	E-MAIL *
LONG CREEK	OR	97856	TIMBERWESTLC@GMAIL.COM

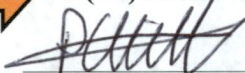
Note: Attach multiple copies as needed

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

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

- I am asking to use water specifically as described in this application.
- Evaluation of this application will be based on information provided in the application.
- I cannot legally use water until the Water Resources Department issues a permit.
- The Department encourages all applicants to wait for a permit to be issued before beginning construction of any proposed diversion. Acceptance of this application does not guarantee a permit will be issued.
- If I begin construction prior to the issuance of a permit, I assume all risks associated with my actions.
- If I receive a permit, I must not waste water.
- If development of the water use is not according to the terms of the permit, the permit can be cancelled.
- The water use must be compatible with local comprehensive land use plans.
- Even if the Department issues a permit, I may have to stop using water to allow senior water right holders to receive water to which they are entitled.

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

      PHILIP WIRTH      1/27/20  
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.

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

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

## SECTION 3: SOURCE OF WATER

### A. Proposed Source of Water

Provide the commonly used name of the water body from which water will be diverted, and the name of the stream or lake it flows into (if unnamed, say so), and the locations of the point of diversion (POD):

Source 1: Reservoir N1	Tributary to: Cottonwood/North Fork John Day River
TRSQQ of POD: T.9S.R.28E, Section 18 SE1/4SW1/4	
Source 2: Reservoir N2	Tributary to: Cottonwood/North Fork John Day River
TRSQQ of POD: T.9S.R.28E, Section 18 SE1/4SW1/4	
Source 3: Reservoir N3	Tributary to: Cottonwood/North Fork John Day River
TRSQQ of POD: T.9S.R.28E, Section 18 SE1/4NW1/4	
Source 4: Reservoir S1	Tributary to: Cottonwood/North Fork John Day River
TRSQQ of POD: T.9S.R.28E, Section 19 NW1/4SW1/4	
Source 5: Reservoir S2/Spring 2	Tributary to: Cottonwood/North Fork John Day River
TRSQQ of POD: T.9S.R.28E, Section 19 NW1/4SW1/4	
Source: Reservoir S3/Spring 3	Tributary to: Cottonwood/North Fork John Day River
TRSQQ of POD: T.9S.R.28E, Section 19 SW1/4SW1/4	

If any source listed above is stored water that is authorized under a water right permit, certificate, or decree, attach a copy of the document or list the document number (for decrees, list the volume, page and/or decree name).

**Permit R-15323 (see attached)**

For Department Use: App. Number: S-88805

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## B. Applications to Use Stored Water

Do you, or will you, own the reservoir(s) described in Section 3A above?

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

If *all* sources listed in Section 3A are stored water, the Department will review your application using the expedited process provided in ORS 537.147, unless you check the box below. Please see the instruction booklet for more information.

- By checking this box, you are requesting that the Department process your application under the standard process outlined in ORS 537.150 and 537.153, rather than the expedited process provided by ORS 537.147. To file an application under the standard process, you must enclose the following:

- A copy of a signed non-expired contract or other agreement with the owner of the reservoir (if not you) to impound the volume of water you propose to use in this application.
- A copy of your written agreement with the party (if any) delivering the water from the reservoir to you.

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

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

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

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

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

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

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

- Yes    No

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

**If yes,**

For Department Use: App. Number: 5-88805

- I understand that the proposed use does not involve appropriation of direct streamflow during the time period April 15 to September 30, except as provided in OAR 690-033-0140.
- I understand that I will install, operate and maintain a fish screen and fish passage as listed in ORS 498.301 through 498.346, and 509.580 through 509.910, to the specifications and extent required by Oregon Department of Fish and Wildlife, prior to diversion of water under any permit issued pursuant to this application.
- I understand that the Oregon Department of Environmental Quality will review my application to determine if the proposed use complies with existing state and federal water quality standards.
- I understand that I will install and maintain water use measurement and recording devices as required by the Water Resources Department, and comply with recording and reporting permit condition requirements.

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

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

Yes  No

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

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

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

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

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

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

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

Yes  No

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

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**SECTION 5: WATER USE**

Provide the amount of water you propose to use from each source, for each use, in cubic feet-per-second (cfs) or gallons-per-minute (gpm). If the proposed use is from storage, provide the amount in acre-feet (af):  
 (1 cfs equals 448.8 gpm. 1 acre-foot equals 325,851 gallons or 43,560 cubic feet)

SOURCE	USE	PERIOD OF USE	AMOUNT
Reservoir N1	Multi-Purpose	Year Round	12.4 <input type="checkbox"/> cfs <input type="checkbox"/> gpm <input checked="" type="checkbox"/> af
Reservoir N2	Multi-Purpose	Year Round	14.0 <input type="checkbox"/> cfs <input type="checkbox"/> gpm <input checked="" type="checkbox"/> af
Reservoir N3	Multi-Purpose	Year Round	9.5 <input type="checkbox"/> cfs <input type="checkbox"/> gpm <input checked="" type="checkbox"/> af
Reservoir S1/Spring S1	Multi-Purpose	Year Round	56.6 <input type="checkbox"/> cfs <input type="checkbox"/> gpm <input checked="" type="checkbox"/> af
Reservoir S2/Spring S2	Multi-Purpose	Year Round	15.3 <input type="checkbox"/> cfs <input type="checkbox"/> gpm <input checked="" type="checkbox"/> af
Reservoir S3/Spring S3	Multi-Purpose	Year Round	21.7 <input type="checkbox"/> cfs <input type="checkbox"/> gpm <input checked="" type="checkbox"/> af

Please indicate the number of primary and supplemental acres to be irrigated.  
 Primary: 489.3 Acres                      Supplemental: 70.5 Acres  
 If supplemental acres are listed, provide the Permit or Certificate number of the underlying primary water right(s):  
T-10934  
 Indicate the maximum total number of acre-feet you expect to use in an irrigation season: 129.5 Acre Feet

- If the use is **municipal or quasi-municipal**, attach **Form M**
- If the use is **domestic**, indicate the number of households: \_\_\_\_\_
- If the use is **mining**, describe what is being mined and the method(s) of extraction: \_\_\_\_\_

**SECTION 6: WATER MANAGEMENT**

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**A. Diversion and Conveyance**

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

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- Pump (give horsepower and type): 75 HP Cornell & 50 HP Cornell
- Other means (describe): \_\_\_\_\_

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

Water is diverted via pump from Cottonwood Creek under R-15323 to multiple storage facilities described as N1, N2, N3, S1, S2, and S3. Water stored in the identified reservoirs will be diverted via pump station through several methods of conveyance such as hand line, wheel line and pivot to the proposed place of use identified in this application.

**B. Application Method**

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

**C. Conservation**

Please describe why the amount of water requested is needed and measures you propose to: prevent waste; measure the amount of water diverted; prevent damage to public uses of affected surface waters.

129.5 acre feet is requested as a secondary right from existing storage rights described under P-15323 we propose to apply this specific amount of water to an identified place of use for both primary and supplemental irrigation, as identified in the application map. In line flow meters will be installed to quantify the amount of water diverted.

**SECTION 7: RESOURCE PROTECTION**

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

Diversion will be screened per ODFW specifications in ORS 498.301 through 498.346 to prevent uptake of fish and other aquatic life.  
Describe planned actions: This application is for the filing of a secondary right and intends to utilize already established diversions identified on map P-15323 with ODFW approved screening compiled under the existing storage right.

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

Operating equipment in a water body will be managed and timed to prevent damage to aquatic life. Describe planned actions and additional permits required for project implementation: N/A

Water quality will be protected by preventing erosion and run-off of waste or chemical products.  
Describe planned actions: N/A

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

**SECTION 8: PROJECT SCHEDULE**

- a) Date construction will begin: 2020
- b) Date construction will be completed: 2025
- c) Date beneficial water use will begin: 2025/2026

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**SECTION 9: WITHIN A DISTRICT**

Check here if the point of diversion or place of use are located within or are served by 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*).

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Until a chance is requested, all tax statements shall be sent to the following address:  
Windy Canyon Ranch, LLC  
PO Box 787  
Baker City, OR 97814

I, BRENDA J. PERCY, COUNTY CLERK FOR GRANT COUNTY, OR CERTIFY THAT THE INSTRUMENT IDENTIFIED HEREIN WAS RECORDED IN THE COUNTY CLERK'S RECORDS.  
BRENDA J PERCY, GRANT COUNTY CLERK

DOC#: 20180785  
PG: 3 \$53.50  
4/05/2018 01:39 PM

*Brenda J. Percy*

RECORDING REQUESTED BY AND WHEN RECORDED RETURN TO:  
Elkhorn Title Company  
1725 Main Street  
Baker City, OR 97814

consideration: \$530,000.00

(Space Above For Recorder's Use)

WARRANTY DEED

TN BUILDERS, INC., a Texas corporation ("Grantor"), conveys and warrants to WINDY CANYON RANCH, LLC, an Oregon limited liability company ("Grantees"), the following described real property free of encumbrances except as specifically set forth herein situated in Grant County, Oregon, to-wit:

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ETC #16-21898

Township 9 South, Range 28 East, Willamette Meridian, Grant County, Oregon:

- Section 20: SE1/4NE1/4, N1/2SE1/4;
- Section 21: S1/2NW1/4, SW1/4, N1/2SE1/4, SW1/4SE1/4;
- Section 28: N1/2N1/2; SW1/4NW1/4;
- Section 29: S1/2NE1/4, SAVE & EXCEPT that portion conveyed to the State of Oregon, by and through its State Highway Commission, by Deed dated August 31, 1948, recorded November 25, 1949, in Book 56, Page 419, Deed Records of Grant County, Oregon, for right of way (Tax Acct. 8 9-26 TL2301 Ref. 6613)

Township 9 South, Range 29 East, Willamette Meridian, Grant County, Oregon:

- Section 28: S1/2N1/4 and SE1/4NW1/4;
  - Section 29: NE1/4SE1/4
- (Tax Accts. 8 9-28 TL2300 and TL2700, Refs: 6612 and 38941)

SUBJECT TO and excepting those items set forth in Exhibit A attached hereto and made a part hereof.

"BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON TRANSFERRING FEE TITLE SHOULD INQUIRE ABOUT THE PERSON'S RIGHTS, IF ANY, UNDER ORS 195.300, 195.301 AND 195.305 TO 195.336 AND SECTIONS 5 TO 11, CHAPTER 424, OREGON LAWS 2007, SECTIONS 2 TO 9 AND 17, CHAPTER 855, OREGON LAWS 2009, AND SECTIONS 2 TO 7, CHAPTER 8, OREGON LAWS 2010. THIS INSTRUMENT DOES NOT ALLOW USE OF THE PROPERTY DESCRIBED IN THIS INSTRUMENT IN VIOLATION OF APPLICABLE LAND USE LAWS AND REGULATIONS. BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON ACQUIRING FEE TITLE TO THE PROPERTY SHOULD CHECK WITH THE

S-98905

APPROPRIATE CITY OR COUNTY PLANNING DEPARTMENT TO VERIFY THAT THE UNIT OF LAND BEING TRANSFERRED IS A LAWFULLY ESTABLISHED LOT OR PARCEL, AS DEFINED IN ORS 92.010 OR 215.010, TO VERIFY THE APPROVED USES OF THE LOT OR PARCEL, TO DETERMINE ANY LIMITS ON LAWSUITS AGAINST FARMING OR FOREST PRACTICES, AS DEFINED IN ORS 30.930, AND TO INQUIRE ABOUT THE RIGHTS OF NEIGHBORING PROPERTY OWNERS, IF ANY, UNDER ORS 195.300, 195.301 AND 195.305 TO 195.336 AND SECTIONS 5 TO 11, CHAPTER 424, OREGON LAWS 2007, SECTIONS 2 TO 9 AND 17, CHAPTER 855, OREGON LAWS 2009, AND SECTIONS 2 TO 7, CHAPTER 8, OREGON LAWS 2010."

The conveyance is for good and valuable consideration, the receipt of which is hereby acknowledged.

*April* IN WITNESS WHEREOF, the Grantor has executed this instrument on this 2 day of ~~March~~ *April*, 2018.

"GRANTOR"

*Bobby Stanton*

TN BUILDERS, INC.

BY: *Bobby Stanton*

ITS: *President*

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ACKNOWLEDGMENT

STATE OF OREGON )  
 ) ss.  
County of Grant )

On the 2 day of ~~March~~ *April*, 2018 before me, the undersigned Notary Public, personally appeared *Bobby Stanton*, known to me or proved to me on the basis of satisfactory evidence to be the persons whose name is subscribed to the foregoing instrument, and acknowledged to me that they each executed the same on behalf of TN Builders, Inc.

IN WITNESS WHEREOF, I have set my hand and seal the day and year as above written.



*Merlin Lester*

Notary Public for ~~Keebo~~ *Texas*  
Residing at *2124 W 8th Georgetown, TX 78626*  
Commission Expires: \_\_\_\_\_

WARRANTY DEED

EXHIBIT A

Unpatented mining claims, if any

Minerals of whatsoever kind, subsurface and surface substances, including but not limited to coal, lignite, oil, gas, uranium, clay, rock, sand and gravel in, on, under and that may be produced from the Land, together with all rights, privileges, and immunities relating thereto, whether or not appearing in the Public Records or listed in Schedule B. The Company makes no representation as to the present ownership of any such interests. There may be leases, grants, exceptions or reservations of interests that are not listed.

As disclosed by the tax roll the premises herein described have been zoned or classified for farm use. At any time that said land is disqualified for such use, the property may be subject to additional taxes or penalties and interest. The Property is currently in abatement.

Rights of the public in and to any portion of the herein described premises lying within the boundaries of streets, roads or highways.

Rights of the public and governmental bodies in and to any portion of the premises herein described lying below the high water mark of the East Cottonwood Creek, including any ownership rights which may be claimed by the State of Oregon below the East Cottonwood Creek low water mark.

Such rights and easements for navigation and fishing as may exist over that portion of the property lying beneath the waters of East Cottonwood Creek.

Any adverse claim based upon the assertion that:

(a) Said land or any part thereof is now or at any time has been below the ordinary HIGH water mark of East Cottonwood Creek.

(b) Some portion of said land has been created by artificial means or has accreted to such portion so created.

(c) Some portion of said land has been brought within the boundaries thereof by an avulsive movement of East Cottonwood Creek, or has been formed by accretion to any such portion.

We will require a certified copy of the resolution passed by the Board of Directors of TN Builders, Inc., authorizing the forthcoming conveyance or encumbrance by the corporation, and the minutes of the shareholder's meeting in which the resolution was passed, to be furnished prior to closing, and such other minutes or affidavits, necessary for compliance with the by-laws of said corporation. A copy of said by-laws must also be furnished for examination prior to closing. We will require the signature of two corporate officers on all documents.

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20162020

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

Triple 7 Ranch, LLC  
P.O. Box 787  
Baker City, OR 97814

After recording return to:

Triple 7 Ranch, LLC  
P.O. Box 787  
Baker City, OR 97814

(This space information)

I, BRENDA J. PERCY, COUNTY CLERK FOR GRANT COUNTY, OR CERTIFY THAT THE INSTRUMENT IDENTIFIED HEREIN WAS RECORDED IN THE COUNTY CLERK'S RECORDS.

BRENDA J PERCY, GRANT COUNTY CLERK

DOC#: 20162020

PG: 5

9/16/2016

\$63.50

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**WARRANTY DEED - STATUTORY FORM**

Helen Davidson, Trustee of the Clyde Davidson Family Trust, Grantor, conveys and warrants to Triple 7 Ranch, LLC, Grantee, the following described real property free of encumbrances except as specifically set forth herein situated in Grant County, Oregon, to-wit:

See Exhibit A for legal description attached hereto and made a part hereof

Subject to and excepting those encumbrances set forth in Exhibit B attached hereto and made a part hereof.

The true consideration for this conveyance stated in terms of dollars is \$592,000.00. However, the actual consideration includes other value or property given or promised which is part of the consideration.

BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON TRANSFERRING FEE TITLE SHOULD INQUIRE ABOUT THE PERSON'S RIGHTS, IF ANY, UNDER ORS 195.300, 195.301 AND 195.305 TO 195.336 AND SECTIONS 5 TO 11, CHAPTER 424, OREGON LAWS 2007, SECTIONS 2 TO 9 AND 17, CHAPTER 855, OREGON LAWS 2009, AND SECTIONS 2 TO 7, CHAPTER 8, OREGON LAWS 2010. THIS INSTRUMENT DOES NOT ALLOW USE OF THE PROPERTY DESCRIBED IN THIS INSTRUMENT IN VIOLATION OF APPLICABLE LAND USE LAWS AND REGULATIONS. BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON ACQUIRING FEE TITLE TO THE PROPERTY SHOULD CHECK WITH THE APPROPRIATE CITY OR COUNTY PLANNING DEPARTMENT TO VERIFY THAT THE UNIT OF LAND BEING TRANSFERRED IS A LAWFULLY ESTABLISHED LOT OR PARCEL, AS DEFINED IN ORS 92.010 OR 215.010, TO VERIFY THE APPROVED USES OF THE LOT OR PARCEL, TO DETERMINE ANY LIMITS ON LAWSUITS AGAINST FARMING OR FOREST PRACTICES, AS DEFINED IN ORS 30.930, AND TO INQUIRE ABOUT THE RIGHTS OF NEIGHBORING PROPERTY OWNERS, IF ANY, UNDER ORS 195.300, 195.301 AND 195.305 TO 195.336 AND SECTIONS 5 TO 11, CHAPTER 424, OREGON LAWS 2007, SECTIONS 2 TO 9 AND 17, CHAPTER 855, OREGON LAWS 2009, AND SECTIONS 2 TO 7, CHAPTER 8, OREGON LAWS 2010.

DATED this 16th day of Sept, 2016.

*Helen Davidson Trustee*  
Helen Davidson, Trustee

STATE OF OREGON, )  
County of Grant. ) ss.

This instrument was acknowledged before me on 9/16, <sup>2016</sup> 2011, by Helen Davidson, Trustee of the Clyde Davidson Family Trust.

Before me: *[Signature]*  
Notary Public for Oregon  
My Commission Expires: 6/9/2018



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## Exhibit "A"

Township 9 South, Range 27 East of the Willamette Meridian, Grant County, Oregon:  
Section 13: S1/2NE1/4.  
(Tax Acct. 8 9-27 TL3400; Ref. 5558)

Township 9 South, Range 28 East of the Willamette Meridian, Grant County, Oregon:  
Section 7: S1/2SE1/4.

EXCEPTING THEREFROM the following:

All that part of the SW1/4SE1/4 of said Section 7 lying West of the following described line:  
Commencing at a 5/8" iron pin with an attached yellow plastic cap marked "BENCHMARK SURVEYING" said pin being 83.62 feet North and 805.33 feet East from the monumented S1/4 Corner of said Section 7, thence South, 85 feet, more or less, to a point on the South line of the SE1/4 of said Section 7 and the TRUE POINT OF BEGINNING of the herein described line. Thence along said line the following courses and distances:  
North, 85 feet, more or less to a 5/8" iron pin with attached yellow plastic cap marked "BENCHMARK SURVEYING";  
North 23°44'11" East, 239.16 feet;  
North 29°40'41" West, 376.77 feet; North 46°27'28" East, 789.86 feet;  
North, 145 feet, more or less to the North line of the S1/2SE1/4 of said Section 7, and the terminus of the herein described line.

All according to Grant County Record Map of Survey No. 1877.

Township 9 South, Range 28 East of the Willamette Meridian, Grant County, Oregon:  
Section 8: SW1/4SW1/4.

Township 9 South, Range 28 East of the Willamette Meridian, Grant County, Oregon:  
Section 17: NW1/4NW1/4.

Township 9 South, Range 28 East of the Willamette Meridian, Grant County, Oregon:  
Section 18: Gov't Lots 1, 2, 3 and 4; NE1/4; SE1/4, E1/2W1/2,  
EXCEPTING THEREFROM,

All that portion of the NE1/4NW1/4 described as follows: Beginning at the NE corner of the NE1/4NW1/4, thence South, 660.00 feet; thence West, 907.93 feet more or less to the centerline of the Kimberly-Long Creek Highway; thence Northerly, along the center line of the Kimberly-Long Creek Highway to the North line of the NE1/4NW1/4; thence Easterly, along the North line of the NE1/4NW1/4 to the point of beginning.

ALSO, EXCEPTING THEREFROM, that portion conveyed to the State of Oregon, by and through its State Highway Commission, by deed dated March 26, 1948, recorded April 5, 1948 in Grant County Deed Book 54, Page 36, for highway right of way.

Township 9 South, Range 28 East of the Willamette Meridian, Grant County, Oregon:  
Section 19: Gov't Lots 1, 2, 3 and 4, E1/2W1/2, E1/2,  
EXCEPTING THEREFROM the following a, b and c:

(a) That portion conveyed to the State of Oregon, by and through its State Highway Commission, by deed dated March 26, 1948, recorded April 5, 1948 in Book 54, page 36, Deeds, for highway right of way.

(b) That portion conveyed to Grant County, Oregon, by deed recorded December 19, 1960, Book 84, page 251, Deeds, for a public highway.

(c) That portion conveyed to Grant County, Oregon, by deed recorded February 24, 1994, in the Records of Grant County, Oregon, as instrument No. 940313, for public use and right-of-way.

Township 9 South, Range 28 East of the Willamette Meridian, Grant County, Oregon:  
Section 20: W1/2NW1/4, SE1/4NW1/4, N1/2SW1/4; All that portion of the S1/2SW1/4 lying Southwesterly of the centerline of an un-named fork of Cottonwood Creek described as follows:  
Beginning at a point on the West line of the S1/2SW1/4 and on the center line of an un-named fork of Cottonwood Creek which is 587.77 feet North of the SW corner of said Section 20; Thence along the centerline of the un-named fork of Cottonwood Creek as follows:

S63°00'00"E, 90.00 feet;

N56°30'00"E, 60.00 feet;

S43°00'00"E, 245.00 feet;

S87°00'00"E, 75.00 feet;

S48°25'00"E, 152.00 feet;

S33°00'00"E, 105.00 feet;

S53°00'00"E, 140.00 feet;

N83°20'00"E, 45.00 feet;

S48°00'00"E, 120.89 feet;

S30°00'00"E, 47 feet more or less, to the South line of said Section 20 and the terminus of this line.

The bearings for this description are based on Grant County Survey No. 1945.

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STATE OF OREGON

COUNTY OF GRANT

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

TRIPLE 7 RANCH LLC  
 PO BOX 787  
 BAKER CITY OR 97814

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

APPLICATION FILE NUMBER: R-88319

SOURCE OF WATER: COTTONWOOD CREEK, TRIBUTARY OF NORTH FORK JOHN DAY RIVER; AND THREE (3) SPRINGS, TRIBUTARIES TO COTTONWOOD CREEK

STORAGE FACILITIES RESERVOIRS: N1, N2, N3, S1, S2, AND S3

PURPOSE OR USE OF THE STORED WATER: IRRIGATION, LIVESTOCK, FIRE PROTECTION, FISH LIFE, WILDLIFE, POLLUTION ABATEMENT, AND RECREATION

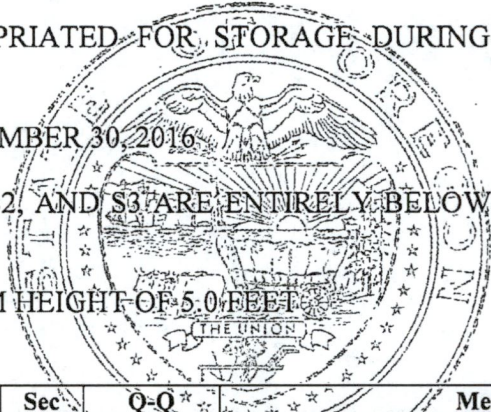
MAXIMUM VOLUME: 129.5 ACRE-FEET, BEING 12.4 AF IN RESERVOIR N1; 14.0 AF IN RESERVOIR N2; 9.5 AF IN RESERVOIR N3; 56.6 AF IN RESERVOIR S1, 15.3 AF IN RESERVOIR S2; AND 21.7 AF IN RESERVOIR S3.

WATER MAY BE APPROPRIATED FOR STORAGE DURING THE PERIOD: JANUARY 1 THROUGH APRIL 14

DATE OF PRIORITY: NOVEMBER 30, 2016

RESERVOIRS N1, N2, N3, S2, AND S3 ARE ENTIRELY BELOW GROUND SURFACE; THERE ARE NO DAMS.

RESERVOIR S1 HAS A DAM HEIGHT OF 5.0 FEET



POINTS OF DIVERSION:

POD	Twp	Rng	Mer	Sec	Q-Q*	Measured Distances
2	9 S	28 E	WM	18	NE SW 7	4810 FEET NORTH AND 3820 FEET WEST FROM E1/4 CORNER, SECTION 19
3	9 S	28 E	WM	19	NW SW	1210 FEET SOUTH AND 4270 FEET WEST FROM E1/4 CORNER, SECTION 19

SPRING LOCATIONS:

POD	Twp	Rng	Mer	Sec	Q-Q	Measured Distances
SPRING S1	9 S	28 E	WM	19	NW SW	2400 FEET NORTH AND 4100 FEET WEST FROM SE CORNER, SECTION 19
SPRING S2	9 S	28 E	WM	19	NW SW	1580 FEET NORTH AND 4050 FEET WEST FROM SE CORNER, SECTION 19

S-88805

POD	Twp	Rng	Mer	Sec	Q-Q	Measured Distances
SPRING S3	9 S	28 E	WM	19	SW SW	980 FEET NORTH AND 4110 FEET WEST FROM SE CORNER, SECTION 19

**DAM LOCATION:**

	Twp	Rng	Mer	Sec	Q-Q	Measured Distances
RESERVOIR S1	9 S	28 E	WM	19	NW SW	2550 FEET NORTH AND 4170 FEET WEST FROM SE CORNER, SECTION 19

**RESERVOIR LOCATIONS:**

	Twp	Rng	Mer	Sec	Q-Q	Measured Distances
RESERVOIR N1	9 S	28 E	WM	18	SE SW	5510 FEET NORTH AND 3500 FEET WEST FROM SE CORNER, SECTION 19
RESERVOIR N2	9 S	28 E	WM	18	SE SW	6410 FEET NORTH AND 3730 FEET WEST FROM SE CORNER, SECTION 19
RESERVOIR N3	9 S	28 E	WM	18	SE NW	9170 FEET SOUTH AND 3900 FEET WEST FROM SE CORNER, SECTION 19
RESERVOIR S2	9 S	28 E	WM	18	NW SW	1580 FEET NORTH AND 4050 FEET WEST FROM SE CORNER, SECTION 19
RESERVOIR S3	9 S	28 E	WM	18	SW SW	980 FEET NORTH AND 4110 FEET WEST FROM SE CORNER, SECTION 19

**THE AREA TO BE SUBMERGED BY THE RESERVOIRS IS LOCATED AS FOLLOWS:**

Twp	Rng	Mer	Sec	Q-Q
9 S	28 E	WM	18	NE NW
9 S	28 E	WM	18	NW NW
9 S	28 E	WM	18	SW NW
9 S	28 E	WM	18	SE NW
9 S	28 E	WM	18	NE SW
9 S	28 E	WM	18	SE SW
9 S	28 E	WM	19	NE SW
9 S	28 E	WM	19	NW SW
9 S	28 E	WM	19	SW SW

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**Measurement Devices and Recording/Reporting of Annual Water Storage Conditions:**

- A. Before water use may begin under this permit, the permittee shall install a totalizing flow meter at each point of diversion. The permittee shall maintain the device in good working order.
- B. The permittee shall allow the watermaster access to the device; provided however, where any device is located within a private structure, the watermaster shall request access upon reasonable notice.
- C. The Director may require the permittee to keep and maintain a record of the volume of water stored, and may require the permittee to report water-storage 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.
- D. The Director may provide an opportunity for the permittee to submit alternative measuring and reporting procedures for review and approval.

S-88805

**Scenic Waterway Condition:**

Diversion of water under this permit is contingent on designated scenic waterway flows being met downstream. The user is required to monitor streamflow at John Day River at McDonald Ferry, Oregon, gage 14048000, and discontinue diversion when the flows specified below are unmet at the gage. At the discretion of the Director, the location and nature of streamflow monitoring required to protect scenic waterway flows are subject to change. In addition, the watermaster may regulate diversion under this right if it is determined by the Department that the flows listed below are unmet at the gage.

John Day Scenic Waterway	
Month	Minimum Flow (CFS)
January	500
February	1000
March	2000
April	2000

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**Storage Conditions:**

If the volume of the completed reservoir is 9.2 acre feet or more and a dam is used to impound the water, the height of the dam shall be less than 10.0 feet.

The storage of water allowed herein is subject to the installation and maintenance of an outlet pipe (with a minimum diameter of 8" for any in-channel reservoir). This requirement may be waived if the Department determines other means have been provided to evacuate water when necessary.

The permittee shall pass all live flow outside the storage season described above.

The Director may require the user to measure inflow and outflow, above and below the reservoir respectively, to ensure that live flow is not impeded outside the storage season. Measurement devices and their implementation must be acceptable to the Director, and the Director may require that data be recorded on a specified periodic basis and reported to the Department annually or more frequently.

This permit allows an annual appropriation (not to exceed the specified volume). This permit does not provide for the appropriation of water for out-of-reservoir uses, the maintenance of the water level or maintaining a suitable freshwater condition. If any water is to be used for out-of-reservoir purposes, a secondary water right is required. If any additional live flow is to be appropriated to maintain either the water level or a suitable freshwater condition, an additional water right is required.

The permittee shall not construct, operate or maintain any dam or artificial obstruction to fish passage in the channel of the subject stream without providing a fishway to ensure adequate upstream and downstream passage for fish, unless the permittee has requested and been granted a fish passage waiver by the Oregon Fish and Wildlife Commission. The permittee is hereby directed to contact an Oregon Department of Fish and Wildlife Fish Passage Coordinator, before beginning construction of any in-channel obstruction.

The permittee may be required in the future to install, maintain, and operate fish-screening devices to prevent fish from entering the proposed diversion.



## STANDARD CONDITIONS

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.

If the riparian area is disturbed in the process of developing a point of diversion, the permittee shall be responsible for restoration and enhancement of such riparian area in accordance with ODFW's Fish and Wildlife Habitat Mitigation Policy OAR 635-415. For purposes of mitigation, the ODFW Fish and Wildlife Habitat Mitigation Goals and Standards, OAR 635-415, shall be followed.

The use may be restricted if the quality of the source stream or downstream waters decreases to the point that those waters no longer meet state or federal water quality standards due to reduced flows.

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.

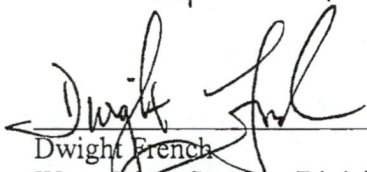
The use of water allowed herein may be made only at times when sufficient water is available to satisfy all prior rights, including prior rights for maintaining instream flows.

Construction of the water system shall begin within five years of the date of permit issuance. The deadline to begin construction may not be extended. This permit is subject to cancellation proceedings if the begin construction deadline is missed.

The permitted volume of water shall be stored within ten years of the date of permit issuance. If additional time is needed, the permittee may submit an application for extension of time, which may be approved based upon the merit of the application.

Within one year after storage of water, the permittee shall submit a claim of beneficial use, which includes a map and report, prepared by a Certified Water Rights Examiner.

Issued April 17, 2018

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

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GRANT COUNTY, OREGON

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WATER RESOURCES DEPT  
SALEM, OREGON

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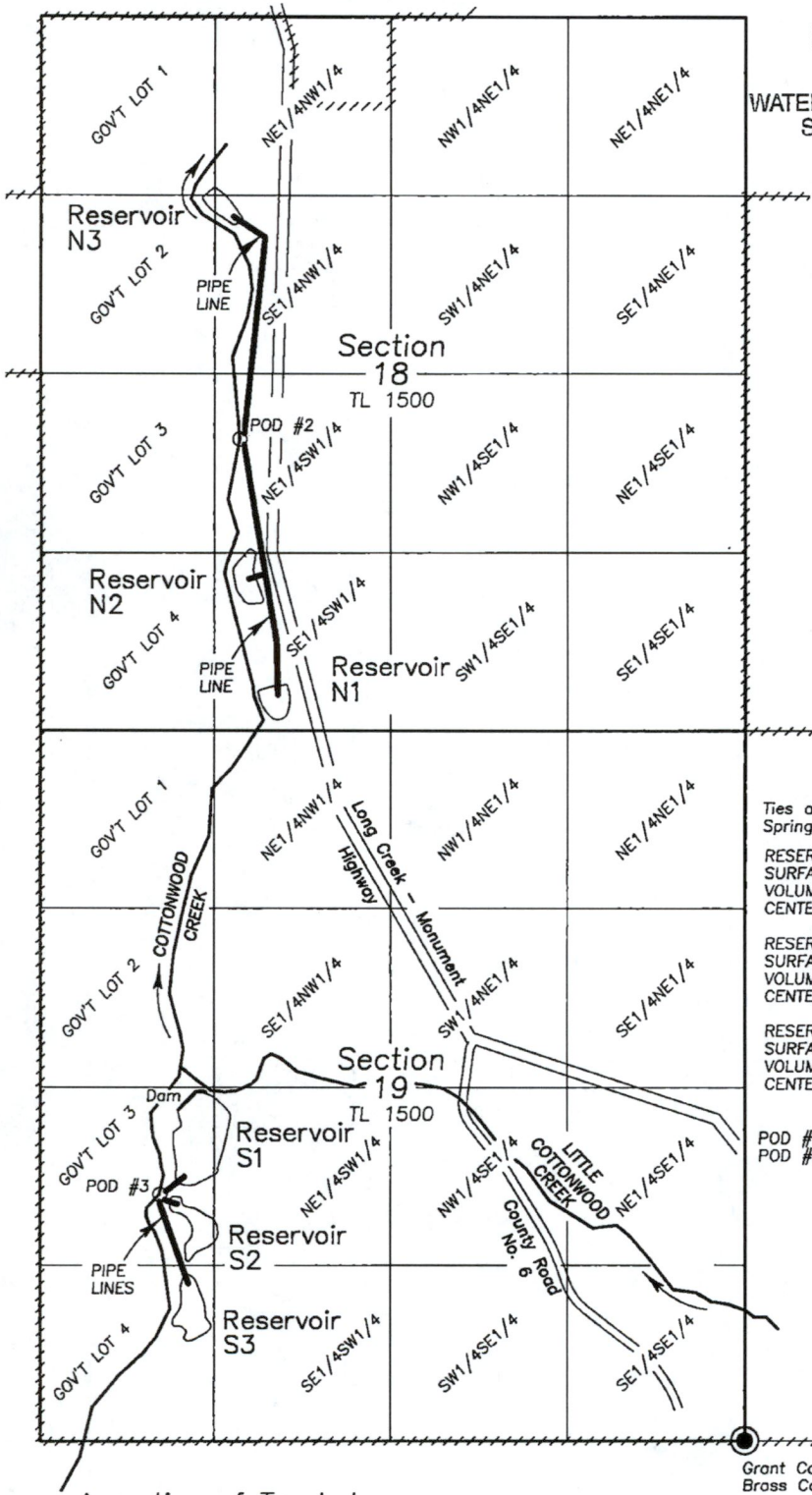
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Scale 1"=1320'

APPLICATION MAP TO  
STORE WATER IN A  
RESERVOIR  
For  
TRIPLE 7 RANCH, LLC  
November 21, 2016



Ties are from the SE corner of Section 19 to the center of the reservoir.  
Springs are located at the center of the reservoirs.

RESERVOIR N1  
SURFACE AREA 1.08 AC.  
VOLUME 12.4 AF  
CENTER IS 5510'N & 3500'W

RESERVOIR S1  
SURFACE AREA 5.00 AC.  
VOLUME 56.6 AF  
DAM IS 2550'N & 4170'W

RESERVOIR N2  
SURFACE AREA 1.30 AC.  
VOLUME 14.0 AF  
CENTER IS 6410'N & 3730'W

RESERVOIR S2  
SURFACE AREA 1.64 AC.  
VOLUME 15.3 AF  
CENTER IS 1580'N & 4050'W

RESERVOIR N3  
SURFACE AREA 0.94 AC.  
VOLUME 9.5 AF  
CENTER IS 9170'N & 3900'W

RESERVOIR S3  
SURFACE AREA 1.90 AC.  
VOLUME 21.7 AF  
CENTER IS 980'N & 4110'W

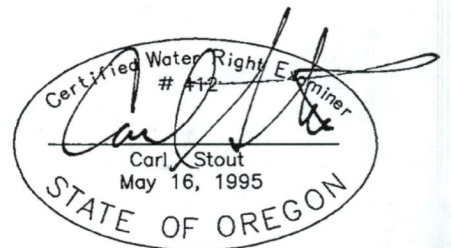
POD #2 is 4810' north and 3820' west of the E1/4 corner of Section 19.  
POD #3 is 1210' north and 4270' west of the E1/4 corner of Section 19.  
**SOUTH**

A portion of Tax Lot  
9-28 TL1500

----- Tax Lot Boundary

Grant County Surveyor  
Bross Cap

NOTE: The preparation of this map  
was for the purpose of identifying the  
location of the proposed water  
right and has no intent to provide  
dimensions or location of property  
ownership lines



R-88719

S-88805

# Land Use Information Form



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

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## 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.

## 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.

S-885805

# Land Use Information Form



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

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**Applicant**

NAME <i>Philip WIRTH</i>		PHONE (HM)	
PHONE (WK)	CELL <i>(971) 241-9202</i>	FAX	
ADDRESS <i>PO Box 428</i>			
CITY <i>Long Cr</i>	STATE <i>OR</i>	ZIP <i>97856</i>	E-MAIL* <i>TIMBERWESTLC@GMAIL.COM</i>

**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:
<i>SEE ATTACHED SHEET</i>						<input type="checkbox"/> Diverted <input type="checkbox"/> Conveyed <input type="checkbox"/> Used	
<i>SEE ATTACHED SHEET</i>						<input type="checkbox"/> Diverted <input type="checkbox"/> Conveyed <input type="checkbox"/> Used	
<i>SEE ATTACHED SHEET</i>						<input type="checkbox"/> Diverted <input type="checkbox"/> Conveyed <input type="checkbox"/> Used	
<i>SEE ATTACHED SHEET</i>						<input type="checkbox"/> Diverted <input type="checkbox"/> Conveyed <input type="checkbox"/> Used	

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

**B. Description of Proposed Use**

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

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

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

Estimated quantity of water needed: *129.5*    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: *WATER FROM PRIVATE PONDS TO IRRIGATE 560 ACRES*



**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.

## 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): *Article 4 of the Grant County Land Development Code*
- Land uses to be served by the proposed water uses (including proposed construction) involve discretionary land use approvals as listed in the table below. (Please attach documentation of applicable land use approvals which have already been obtained. Record of Action/land use decision and accompanying findings are sufficient.) **If approvals have been obtained but all appeal periods have not ended, check "Being pursued."**

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

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

*see 2 page attached list of property locations*

NAME <i>Shannon Springer</i>	TITLE: <i>Asst Planner</i>
SIGNATURE <i>Shannon Springer</i>	PHONE: <i>541-575-1519</i>
GOVERNMENT ENTITY <i>Grant County Planning Department</i>	DATE: <i>1/3/2020</i>

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

**Receipt for Request for Land Use Information**

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

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

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

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A. LAND AND LOCATION

ATTACHMENT

Township	Range	Section	1/4 1/4	Tax Lot#	Plan Designation	Diverted	Conveyed	Used	Proposed Land Use
9	28	18	SESE	1504	EFU		X	X	Agriculture
9	28	18	SWSE	1504	EFU		X	X	Agriculture
9	28	18	NWSE	1504	EFU		X	X	Agriculture
9	28	18	SESW	1504	EFU		X	X	Agriculture
9	28	18	NESW	1504	EFU		X	X	Agriculture
9	28	18	NESE	1504	EFU		X	X	Agriculture
9	28	19	NENE	1504	MUR		X	X	Agriculture
9	28	19	NWNE	1504	MUR		X	X	Agriculture
9	28	19	SWNE	1504	MUR		X	X	Agriculture
9	28	19	SESE	1504	MUR		X	X	Agriculture
9	28	19	NESE	1504	MUR		X	X	Agriculture
9	28	20	NWSW	1504	MUR		X	X	Agriculture
9	28	20	SWNW	1504	MUR		X	X	Agriculture
9	28	20	NESW	1504	MUR		X		Agriculture
9	28	18	SWNE	1503	EFU MUR		X	X	Agriculture
9	28	18	SENW	1503	EFU		X	X	Agriculture
9	28	18	NENW	1505	EFU		X	X	Agriculture
9	28	18	SENW	1505	EFU	X	X	X	Agriculture
9	28	18	SWNW	1505	EFU		X	X	Agriculture
9	28	18	NWNW	1505	EFU		X	X	Agriculture
9	28	18	NESW	1505	EFU		X	X	Agriculture
9	28	18	NWSW	1505	EFU		X	X	Agriculture
9	28	18	SESW	1500	EFU	X	X	X	Agriculture
9	28	18	SWSW	1500	EFU		X	X	Agriculture
9	28	19	NENW	1500	EFU		X	X	Agriculture
9	28	19	SENW	1500	EFU		X	X	Agriculture
9	28	19	SWNW	1500	EFU		X	X	Agriculture
9	28	19	NWNW	1500	EFU		X	X	Agriculture
9	28	19	SWNE	1500	MUR		X	X	Agriculture
9	28	19	NESE	1506	MUR		X	X	Agriculture
9	28	19	SESE	1506	MUR		X	X	Agriculture

Shannon Springer Assistant Planner

Shannon Springer 541-575-1519 1/3/2020  
 Grant County Planning Department

9	28	19	NWSE	1506	MUR		X	X	Agriculture
9	28	19	NESW	1506	EFU		X	X	Agriculture
9	28	19	SESW	1506	EFU		X	X	Agriculture
9	28	19	SWSW	1506	EFU	X	X	X	Agriculture
9	28	19	NWSW	1506	EFU	X	X	X	Agriculture
9	28	20	NWSW	1506	MUR		X	X	Agriculture
9	28	20	SWSW	1506	MUR		X	X	Agriculture
9	28	20	SENE	2301	MUR		X	X	Agriculture
9	28	20	NESE	2301	MUR		X	X	Agriculture
9	28	20	NWSE	2301	MUR		X	X	Agriculture
9	28	21	SWSW	2301	MUR		X	X	Agriculture
9	28	21	NWSW	2301	MUR		X	X	Agriculture
9	28								Agriculture

Shannon Springer Assistant Planner  
 Shannon@pm 541-575-1519 1/31/2020  
 Grant County Planning Department

## Minimum Requirements Checklist

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

### Include this checklist with the application

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

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

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

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#### Include the following additional items:

- Land Use Information Form with approval and signature of local planning department (*must be an original*) or signed receipt.
- Provide the legal description of: (1) the property from which the water is to be diverted, (2) any property crossed by the proposed ditch, canal or other work, and (3) any property on which the water is to be used as depicted on the map.
- Fees - Amount enclosed: \$ \_\_\_\_\_  
See the Department's Fee Schedule at [www.oregon.gov/owrd](http://www.oregon.gov/owrd) or call (503) 986-0900.
- Map that includes the following items:
  - Permanent quality and drawn in ink
  - Even map scale not less than 4" = 1 mile (example: 1" = 400 ft, 1" = 1320 ft, etc.)
  - North Directional Symbol
  - Township, Range, Section, Quarter/Quarter, Tax Lots
  - Reference corner on map
  - Location of each diversion, by reference to a recognized public land survey corner (distances north/south and east/west)
  - Indicate the area of use by Quarter/Quarter and tax lot identified clearly.
  - Number of acres per Quarter/Quarter and hatching to indicate area of use if for primary irrigation, supplemental irrigation, or nursery
  - Location of main canals, ditches, pipelines or flumes (if well is outside of the area of use)