



**Oregon**  
Kate Brown, Governor

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

April 15, 2020

Dear Applicant:

The Oregon Water Resources Department has received your groundwater application for a water use permit. Your application has been assigned file number **G-18961**. Please refer to this number when contacting the Department. Should you have any questions about your application, please contact the following Water Rights Specialist assigned to your application:

Lisa Graham, Water Rights Specialist	Phone: 503-986-0808
	Email: <a href="mailto:elisabeth.a.graham@oregon.gov">elisabeth.a.graham@oregon.gov</a>

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

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

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

Sincerely,

Cory Middleton  
Customer Service Representative  
Oregon Water Resources Department

cc: File  
Will McGill, Agent.

**COPY**

## **Water-Use Permit Application Processing Steps**

### **Oregon Water Resources Department**

#### **1. Initial Review**

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

#### **2. Public Notice**

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

#### **3. Proposed Final Order Issued**

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

#### **4. Public Notice**

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

#### **5. Final Order Issued**

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

# Application for a Permit to Use Groundwater



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

## SECTION 1: APPLICANT INFORMATION AND SIGNATURE

### Applicant

NAME JANE STOCKFLETH LLC			PHONE (HM)		
PHONE (WK) (503) 393-3904		CELL (503) 871-5077		FAX	
ADDRESS 15561 RIVER RD. NE					
CITY ST. PAUL		STATE OR	ZIP 97137	E-MAIL* BEN@STOCKFLETHSEEDS.COM	

### Organization

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

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

AGENT / BUSINESS NAME WILL MCGILL SURVEYING LLC			PHONE (503) 510-3026		FAX
ADDRESS 15333 PLETZER RD. SE					CELL (503) 931-0210
CITY TURNER		STATE OR	ZIP 97392	E-MAIL* WILLMCGILL.SURVEYING@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.)

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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.



John L. Stockfleth  
Applicant Signature

JOHN L. STOCKFLETH PRES  
Print Name and Title if applicable

4-1-2020  
Date

Applicant Signature

Print Name and Title if applicable

Date

For Department Use: App. Number: \_\_\_\_\_

## SECTION 2: PROPERTY OWNERSHIP

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

YES, there are no encumbrances.

YES, the land is encumbered by easements, rights of way, roads or other encumbrances.

NO, I have a recorded easement or written authorization permitting access.

NO, I do not currently have written authorization or easement permitting access.

NO, written authorization or an easement is not necessary, because the only affected lands I do not own are state-owned submersible lands, and this application is for irrigation and/or domestic use only (ORS 274.040).

NO, because water is to be diverted, conveyed, and/or used only on federal lands.

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

Michael G. and Jane O. Lucas | Lenthal W. Kaup  
12502 Marina Lp. | 14381 River Rd. NE  
Wills, TX 77378 | Gervais, OR 97026

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

## SECTION 3: WELL DEVELOPMENT

WELL NO.	NAME OF NEAREST SURFACE WATER	IF LESS THAN 1 MILE:	
		DISTANCE TO NEAREST SURFACE WATER	ELEVATION CHANGE BETWEEN NEAREST SURFACE WATER AND WELL HEAD
1	WILLAMETTE RIVER	1780'	18'
2	WILLAMETTE RIVER	3470'	15'
3	WILLAMETTE RIVER	2500'	14'
4	WILLAMETTE RIVER	3750'	76'

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).*

*Well log not found for POA 1, but is the same authorized well from Certificates 33555 and 48059. The information provided is from Permit G-6596.*

**SECTION 3: WELL DEVELOPMENT, continued**

Total maximum rate requested: 4.87 cfs (each well will be evaluated at the maximum rate unless you indicate well-specific rates and annual volumes in the table below).

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

OWNER'S WELL NAME OR NO.	PROPOSED	EXISTING	WELL ID (WELL TAG) NO.* OR WELL LOG ID**	FLOWING ARTESIAN	CASING DIAMETER	CASING INTERVALS (IN FEET)	PERFORATED OR SCREENED INTERVALS (IN FEET)	SEAL INTERVALS (IN FEET)	MOST RECENT STATIC WATER LEVEL & DATE (IN FEET)	PROPOSED USE		
										SOURCE AQUIFER***	TOTAL WELL DEPTH	WELL-SPECIFIC RATE (GPM)
POA 1	<input type="checkbox"/>	<input checked="" type="checkbox"/>	None Found	<input type="checkbox"/>	10"				9' (1976)		65' +/-	974.5
POA 2	<input type="checkbox"/>	<input checked="" type="checkbox"/>	MARI 2754	<input type="checkbox"/>	10"	0-45'	27-45'		8' (1945)	gravel	45'	974.5
POA 3	<input type="checkbox"/>	<input checked="" type="checkbox"/>	MARI 2752	<input type="checkbox"/>	10"	0-53'	35-53'		6' (1949)	sand & gravel	53'	974.5
POA 4	<input type="checkbox"/>	<input checked="" type="checkbox"/>	MARI 2540	<input type="checkbox"/>	8"	0-89'	65-70' 75-77' 84-89'	0-40'	7' (1959)	sand & gravel	89'	974.5
	<input type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>								
	<input type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>								
	<input type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>								
	<input type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>								

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

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

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

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

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

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

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

[https://apps.wrd.state.or.us/apps/misc/lkp\\_trsqg\\_features/](https://apps.wrd.state.or.us/apps/misc/lkp_trsqg_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.

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

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

Yes  No

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

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

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

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

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

Yes  No

If yes, and the proposed groundwater use is determined to have the potential for substantial interference with nearby surface waters you are notified that the Water Resources Department will determine, by reviewing recovery plans, the Columbia River Basin Fish and Wildlife Program, and regional restoration programs

applicable to threatened or endangered fish species, in coordination with state and federal agencies, as 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:  
The proposed rate is standard for Nursery Use and equipment will be kept in good operating condition with water use measurement.

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

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

Yes  No

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

**SECTION 5: WATER USE**

USE	PERIOD OF USE	ANNUAL VOLUME (ACRE-FEET)
Nursery Use	Year-round	974.5

**For irrigation use only:**

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

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

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

\_\_\_\_\_

Indicate the maximum total number of acre-feet you expect to use in an irrigation season: \_\_\_\_\_

- If the use is **municipal or quasi-municipal**, attach **Form M**
- If the use is **domestic**, indicate the number of households: \_\_\_\_ (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): POA 1: 50 HP Submersible, POA 2: 40 HP Turbine, POA 3: 50 HP Submersible, POA 4: 40 HP Turbine

Other means (describe): \_\_\_\_

Provide a description of the proposed means of diversion, construction, and operation of the diversion works and conveyance of water. Diverted from the wells with the respective pumps described above, conveyed to nursery crops and fields via 6" buried PVC and above ground aluminum mainline.

### B. Application Method

What equipment and method of application will be used? (e.g., drip, wheel line, high-pressure sprinkler) (*attach additional sheets if necessary*)

Big gun, hand lines.

### 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 standard for nursery use. The system will be equipped with a measuring device and care will be taken to keep the system in good operating condition to avoid any adverse impacts.

## SECTION 7: PROJECT SCHEDULE

- Date construction will begin: Upon permit issuance, some of system is existing
- Date construction will be completed: Standard 5 year completion time is requested
- Date beneficial water use will begin: Upon permit issuance

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## SECTION 8: RESOURCE PROTECTION

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

- Water quality will be protected by preventing erosion and run-off of waste or chemical products.  
Describe: Care will be taken in operating the system and will be kept in good operating condition.



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 clearing will be required for this project.

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

**SECTION 9: WITHIN A DISTRICT**

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

Irrigation District Name	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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## Minimum Requirements Checklist

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

### Include this checklist with the application

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

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

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

#### 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: \$ 4,660  
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)

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

STATE ENGINEER  
Salem, Oregon

MARI.....  
2754

# Well Record

STATE WELL NO. 5/2W-30M(1)  
COUNTY Marion  
APPLICATION NO. GR-116

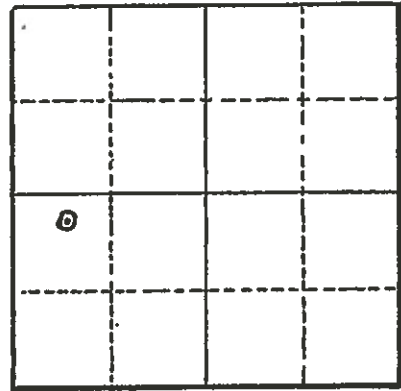
POA 2

OWNER: Carter J. Keone MAILING ADDRESS:

LOCATION OF WELL: Owner's No. 1 CITY AND STATE: Gervais, Oregon

NW 1/4 SW 1/4 Sec. 30 T. 5 N. S., R. 2 W., W.M.

Bearing and distance from section or subdivision corner 750' E. & 400' S. from NW cor. Sec. 30



Section 30

Altitude at well 100' Interpolated

TYPE OF WELL: Drilled Date Constructed 1945

Depth drilled 45 Depth cased 27

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### CASING RECORD:

10 inch steel casing set from 0 to 45 feet

### FINISH:

Perforations set from 27 to 45 feet

### AQUIFERS:

Gravel 27 to 45 feet

### WATER LEVEL:

8 feet below land surface Flows in winter

PUMPING EQUIPMENT: Type 3" centrifugal H.P. 40  
Capacity 600 G.P.M.

### WELL TESTS:

Drawdown ft. after hours G.P.M.  
Drawdown ft. after hours G.P.M.

USE OF WATER Irrigation 109 acres Temp. °F., 19

SOURCE OF INFORMATION Registration Statement GR-116

DRILLER or DIGGER Wymore Well Drillers

### ADDITIONAL DATA:

Log X Water Level Measurements Chemical Analysis Aquifer Test

### REMARKS:

Log: Silt 0-27 feet  
Gravel 27-45 feet

MARI... 2752

# Well Record

STATE WELL NO. 5/2W-30E  
COUNTY Marion  
APPLICATION NO. GR-1487

GR- 1436

OWNER: F. Ralph DuRette

MAILING ADDRESS: Rt. 1, Box 266

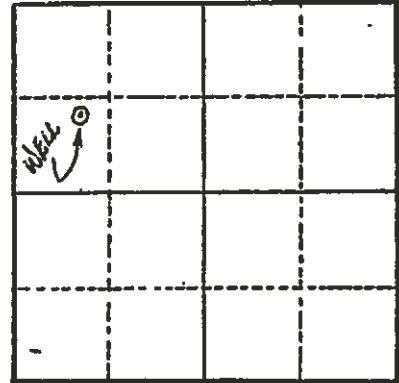
POA3

LOCATION OF WELL: Owner's No.

CITY AND STATE: Gervais, Oregon

SW 1/4 NW 1/4 Sec. 30 T. 5 S., R. 2 W., W.M.

Bearing and distance from section or subdivision  
corner 1100' N. & 900' E. from E 1/4 cor. Sec. 25  
T. 5S. R. 3W. W.M.



Section 30

Altitude at well 100'

TYPE OF WELL: Drilled Date Constructed 1949

Depth drilled 53' Depth cased 53'

### CASING RECORD:

10"

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### FINISH:

Perforated from 35' to 53'

### AQUIFERS:

Sand & gravel from 21 to 53

### WATER LEVEL:

6' (7-49)

PUMPING EQUIPMENT: Type Pacific Cent. H.P. 20

Capacity 560 G.P.M.

### WELL TESTS:

Drawdown 3 ft. after 500 hours G.P.M.

Drawdown ft. after hours G.P.M.

USE OF WATER Irrigation Temp. °F. 19

SOURCE OF INFORMATION GR Record

DRILLER or DIGGER J. T. Miller

### ADDITIONAL DATA:

Log Water Level Measurements Chemical Analysis Aquifer Test

### REMARKS:

Log: Clay 0 to 9'  
Sand 9' to 21'  
Sand & rock 21' to 53'

Irrigation of 157 acres.

AUG 26 1959

M 171 2070

POA 4

5/2W-19L(1)

STATE ENGINEER WATER WELL REPORT  
SALEM, OREGON STATE OF OREGON

G1604

State Well No. \_\_\_\_\_  
State Permit No. \_\_\_\_\_

File Original and First Copy with the STATE ENGINEER, SALEM, OREGON

(1) OWNER:  
Name Vasil Sison  
Address R1 Hawaii Ave.

(2) LOCATION OF WELL:  
County \_\_\_\_\_ Owner's number, if any - \_\_\_\_\_  
1/4 Section T. R. W.M.  
Bearing and distance from section or subdivision corner

(3) TYPE OF WORK (check):  
New Well  Deepening  Reconditioning  Abandon   
If abandonment, describe material and procedure in Item 11.

PROPOSED USE (check):  
Domestic  Industrial  Municipal   
Irrigation  Test Well  Other

(6) CASING INSTALLED: Threaded  Welded   
8" Diam. from top ft. to bottom ft. Gage \_\_\_\_\_  
" Diam. from \_\_\_\_\_ ft. to \_\_\_\_\_ ft. Gage \_\_\_\_\_  
" Diam. from \_\_\_\_\_ ft. to \_\_\_\_\_ ft. Gage \_\_\_\_\_

(7) PERFORATIONS: Perforated?  Yes  No  
Type of perforator used mills  
SIZE of perforations 2 in. by 2 in.  
32 perforations from \_\_\_\_\_ ft. to \_\_\_\_\_ ft.  
16 perforations from 65 ft. to 70 ft.  
32 perforations from 75 ft. to 77 ft.  
perforations from 84 ft. to 89 ft.  
perforations from \_\_\_\_\_ ft. to \_\_\_\_\_ ft.

(8) SCREENS: Well screen installed  Yes  No  
Manufacturer's Name \_\_\_\_\_ Model No. \_\_\_\_\_  
Type \_\_\_\_\_  
Diam. \_\_\_\_\_ Slot size \_\_\_\_\_ Set from \_\_\_\_\_ ft. to \_\_\_\_\_ ft.  
Slot size \_\_\_\_\_ Set from \_\_\_\_\_ ft. to \_\_\_\_\_ ft.

(9) CONSTRUCTION:  
Was well gravel packed?  Yes  No Size of gravel: \_\_\_\_\_  
Gravel placed from \_\_\_\_\_ ft. to \_\_\_\_\_ ft.  
Was a surface seal provided?  Yes  No To what depth? 40 ft.  
Material used in seal - puddled clay  
Did any strata contain unusable water?  Yes  No  
Type of water? \_\_\_\_\_ Depth of strata \_\_\_\_\_  
Method of sealing strata off \_\_\_\_\_

(10) WATER LEVELS:  
Static level 6" ft. below land surface Date 8-19-59  
Artesian pressure \_\_\_\_\_ lb. per square inch Date \_\_\_\_\_

Log Accepted by: \_\_\_\_\_  
[Signed] Vasil Sison (Owner) Date Aug 20 1959

(11) WELL TESTS? Drawdown is amount water level is lowered below static level  
Was a pump test made?  Yes  No If yes, by whom? -  
Yield: gal./min. with ft. drawdown after hrs.  
" 500 " 33 " 4 "  
" 270 " 12 " 4 "  
Ball test gal./min. with ft. drawdown after hrs.  
Artesian flow g.p.m. Date \_\_\_\_\_  
Temperature of water 76 Was a chemical analysis made?  Yes  No

(12) WELL LOG: Diameter of well 8 inches.  
Depth drilled 99 ft. Depth of completed well 99 ft.  
Formation: Describe by color, character, size of material and structure, and show thickness of aquifers and the kind and nature of the material in each stratum penetrated, with at least one entry for each change of formation.

MATERIAL	FROM	TO
<u>top dirt</u>	<u>0</u>	<u>2</u>
<u>gray sandy silt</u>	<u>2</u>	<u>35</u>
<u>black sandy shale</u>	<u>35</u>	<u>40</u>
<u>black sand</u>	<u>40</u>	<u>45</u>
<u>black sticky shale</u>	<u>45</u>	<u>55</u>
<u>brown sand</u>	<u>45</u>	<u>65</u>
<u>brown sand &amp; gravel</u>	<u>65</u>	<u>70</u>
<u>black sandy shale</u>	<u>70</u>	<u>75</u>
<u>black sand &amp; gravel</u>	<u>75</u>	<u>77</u>
<u>yellow shale &amp; gravel</u>	<u>77</u>	<u>84</u>
<u>brown sand &amp; gravel</u>	<u>84</u>	<u>99</u>

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APR 09 2020  
OWRD

Work started 8-10 1959 Completed 8-19 1959

(13) PUMP:  
Manufacturer's Name \_\_\_\_\_  
Type: \_\_\_\_\_ H.P. \_\_\_\_\_

Well Driller's Statement:  
This well was drilled under my jurisdiction and this report is true to the best of my knowledge and belief.

NAME JARVING SEARS (Person, firm, or corporation) (Type or print)  
Address R1 Hawaii Ave.  
Driller's well number 509  
[Signed] Jarving Sears (Well Driller)  
License No. 8 Date 8-19, 1959

## Business Registry Business Name Search

03-18-2020

13:43

[New Search](#)

## Business Entity Data

Registry Nbr	Entity Type	Entity Status	Jurisdiction	Registry Date	Next Renewal Date	Renewal Due?
579441-84	DLLC	ACT	OREGON	06-10-1997	06-10-2020	
<b>Entity Name</b>	JANE STOCKFLETH L.L.C.					
<b>Foreign Name</b>						

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[New Search](#)

## Associated Names

OWRD

Type	PPB	PRINCIPAL PLACE OF BUSINESS			
<b>Addr 1</b>	13891 RIVER RD NE				
<b>Addr 2</b>					
<b>CSZ</b>	GERVAIS	OR	97026	<b>Country</b>	UNITED STATES OF AMERICA

Please click [here](#) for general information about registered agents and service of process.

Type	AGT	REGISTERED AGENT	Start Date	06-08-2015	Resign Date	
<b>Name</b>	JOHN	L	STOCKFLETH			
<b>Addr 1</b>	13891 RIVER RD NE					
<b>Addr 2</b>						
<b>CSZ</b>	GERVAIS	OR	97026	<b>Country</b>	UNITED STATES OF AMERICA	

Type	MAL	MAILING ADDRESS			
<b>Addr 1</b>	15561 RIVER RD NE				
<b>Addr 2</b>					
<b>CSZ</b>	SAINT PAUL	OR	97137	<b>Country</b>	UNITED STATES OF AMERICA

Type	MGR	MANAGER			Resign Date	
<b>Name</b>	JOHN	L	STOCKFLETH			
<b>Addr 1</b>	15561 RIVER RD NE					
<b>Addr 2</b>						
<b>CSZ</b>	SAINT PAUL	OR	97137	<b>Country</b>	UNITED STATES OF AMERICA	

[New Search](#)

## Name History

Business Entity Name	Name Type	Name Status	Start Date	End Date
JANE STOCKFLETH L.L.C.	EN	CUR	06-10-1997	

Please [read](#) before ordering [Copies](#).

**STATUTORY BARGAIN AND SALE DEED**

LYMAN W. KAUP and LENTHAL W. KAUP, Trustees UTA dated February 26, 1979, Grantor, conveys to LENTHAL W. KAUP, an individual, Grantee, the real property situated in the County of Marion, State of Oregon, described below.

All the part of the following described premises lying South and West of the Salem-St. Paul Market Road number 36, to-wit:

The Southwest quarter of the Northwest quarter (SW¼ of NW¼) and Lots One, Two and Three, of Section Nineteen (19); in Township Five (5) South, Range Two (2) West of the Willamette Meridian; and the Northeast quarter of the Southeast quarter (NE¼ of SE¼), the Southeast quarter of the Northeast quarter (SE¼ of NE¼), and Lots One (1), Nine (9) and Ten (10) of Section Twenty-four (24); in Township Five (5) South, Range Three (3) West of the Willamette Meridian; in Marion County, State of Oregon.

SAVE AND EXCEPT therefrom that certain tract described in Volume 29, at Page 449, Deed Records; also Save and Except therefrom that certain tract described in Volume 207, at page 243, Deed Records for Marion County, Oregon.

SUBJECT to:

Right-of-way and Easement, granted by Thomas A. Ditmars and Laura Ditmars, as described in instrument dated March 23, 1938, recorded March 24, 1938, in Volume 232, page 208, Deed Records for Marion County, Oregon, to Ditmars Bend Improvement District Flood Control Project, on, over and across premises under search.

Right-of-way and Easement, granted by Thomas A. Ditmars and Laura Ditmars, as described in instrument dated March 23, 1938, recorded in Volume 233, on page 93, Deed Records for Marion County, Oregon, on March 30, 1938; to Ditmars Bend Improvement District Flood Control Project, on, over and across premises under search.

Right-of-way and Easement, granted by Ditmars Bend Improvement District, to United States Government, and/or contractors performing work for it; described in instrument dated March 23, 1938, recorded May 9, 1938, in Volume 233, on page 200, Deed Records for Marion County, Oregon, for use of private roads for the purpose of constructing, and permitting the construction of flood control works in said Ditmars Bend Improvement District.

**GRANTOR:**

Lyman W. Kaup, Trustee UTA Dated 2/26/1979  
5141 Smith Road, Monmouth, OR 97361

Lenthal W. Kaup, Trustee UTA Dated 2/26/1979  
14381 River Road N, Gervais, OR 97026

**GRANTEE:**

Lenthal W. Kaup  
14381 River Road N, Gervais, OR 97026

**After recording, return to:**

Lawrence W. Andrews  
Office of David A. Rhoten  
230 Oregon Building  
494 State Street  
Salem, OR 97301

**Until a change is requested, send tax statements to:**

Lenthal W. Kaup  
14381 River Road N, Gervais, OR 97026

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APR 09 2020

OWRD

053W2480100

Property conveyed by this deed contains 207 acres, more or less.

Property Address: 14381 River Road N, Gervais, OR 97026.  
Parcel No.: R15408

The true and actual consideration paid for this conveyance is \$0. This Deed is executed to transfer and distribute title from a trust upon death of the original beneficiary, Lily E. Kaup.

Dated: May 2, 2007.

Dated: May 2, 2007.

Lyman W. Kaup  
LYMAN W. KAUP, Trustee UTA 2/26/1979

Lenthal W. Kaup  
LENTHAL W. KAUP, Trustee UTA 2/26/1979

BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON TRANSFERRING FEE TITLE SHOULD INQUIRE ABOUT THE PERSON'S RIGHTS, IF ANY, UNDER ORS 197.352. THIS INSTRUMENT WILL NOT ALLOW USE OF THE PROPERTY DESCRIBED IN THIS INSTRUMENT IN VIOLATION OF APPLICABLE LAND USE LAWS AND REGULATIONS. BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON ACQUIRING FEE TITLE TO THE PROPERTY SHOULD CHECK WITH THE APPROPRIATE CITY OR COUNTY PLANNING DEPARTMENT TO VERIFY APPROVED USES AND TO DETERMINE ANY LIMITS ON LAWSUITS AGAINST FARMING OR FOREST PRACTICES AS DEFINED IN ORS 30.930, AND TO INQUIRE ABOUT THE RIGHTS OF NEIGHBORING PROPERTY OWNERS, IF ANY, UNDER ORS 197.352.

STATE OF OREGON        )  
  ) ss.  
County of Marion        )

This instrument was acknowledged before me on May 2, 2007, by Lyman W. Kaup, Trustee.



Lawrence W. Andrews  
NOTARY PUBLIC FOR OREGON  
My Commission Expires: 10-10-07

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STATE OF OREGON        )  
  ) ss.  
County of Marion        )

APR 09 2020

OWRD

This instrument was acknowledged before me on May 2, 2007, by Lenthal W. Kaup, Trustee.



Lawrence W. Andrews  
NOTARY PUBLIC FOR OREGON  
My Commission Expires: 10-10-07



**REEL:2813**

**PAGE: 299**

**May 18, 2007, 08:39 am.**

**CONTROL #: 196053**

**State of Oregon  
County of Marion**

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

**FEE: \$ 31.00**

**BILL BURGESS  
COUNTY CLERK**

**THIS IS NOT AN INVOICE.**

**RECEIVED  
APR 09 2020  
OWRD**



FATCO 1532672

After recording return to:  
Jane Stockfleth, LLC  
R15416, R14877, R15209, R15204  
Gervais, OR 97026

Until a change is requested all tax statements  
shall be sent to the following address:  
Jane Stockfleth, LLC  
R15416, R14877, R15209, R15204  
Gervais, OR 97026

File No.: 7081-1532672 (VJC)  
Date: March 17, 2010

THIS SPACE RESERVED FOR RECORDER'S USE

Reel      Page  
3184      375

### STATUTORY BARGAIN AND SALE DEED

Eleanor Jane Stockfleth, John Lee Stockfleth, and Janis Laura Stockfleth, Co-Trustees of the John Stockfleth Testamentary Trust, Grantor, conveys to Jane Stockfleth, LLC, Grantee, the following described real property:

ALL OF THE JOHN STOCKFLETH TESTAMENTARY TRUST'S 1/2 INTEREST IN THE PROPERTY SET FORTH ON EXHIBIT "A"

The true consideration for this conveyance is **OTHER GOOD VALUABLE CONSIDERATION.** (Here comply with requirements of ORS 93.030)

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, OF CHAPTER 424, OREGON LAWS 2009. 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, OF CHAPTER 424, OREGON LAWS 2007, AND SECTIONS 2 TO 9 AND 17, CHAPTER 855, OREGON LAWS 2009.

Dated this 2 day of April, 2010.

Page 1 of 4

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APR 09 2020

OWRD

052W1900700

052W3000800/900

THE JOHN STOCKFLETH TESTAMENTARY TRUST

By: Eleanor Jane Stockfleth  
Eleanor Jane Stockfleth, Co-Trustee

BY: John Lee Stockfleth  
John Lee Stockfleth, Co-Trustee

BY: Janis Laura Stockfleth  
Janis Laura Stockfleth, Co-Trustee

STATE OF Oregon            )  
  )ss.  
County of Marion            )

This instrument was acknowledged before me on this 2 day of April, 2010  
by Eleanor Jane Stockfleth, John Lee Stockfleth and Janis Laura Stockfleth as Co-Trustees of Trust, on  
behalf of the .

Vicki Carlson

Notary Public for Oregon  
My commission expires:



RECEIVED  
APR 09 2020  
OWRD

## EXHIBIT A

**LEGAL DESCRIPTION:** Real property in the County of Marion, State of Oregon, described as follows:

**PARCEL 1:**

**BEGINNING AT THE EAST QUARTER CORNER OF SECTION 25, TOWNSHIP 5 SOUTH, RANGE 3 WEST OF THE WILLAMETTE MERIDIAN, MARION COUNTY, OREGON; THENCE SOUTH ALONG THE EAST LINE OF SAID SECTION 25, 6.35 CHAINS TO THE NORTHWEST CORNER OF THE MATTHIAS HAGEY DONATION LAND CLAIM MARKED BY AN IRON PIPE; THENCE NORTH 8° 20' WEST 15.20 CHAINS TO AN IRON BAR; THENCE NORTH 76° 52' WEST 27.40 CHAINS TO THE EAST BANK OF THE WILLAMETTE RIVER; THENCE FOLLOWING THE EAST BANK OF THE RIVER DOWN STREAM TO THE LEGAL SUBDIVISION LINE RUNNING EAST AND WEST THROUGH THE CENTER OF SECTION 24, TOWNSHIP 5 SOUTH, RANGE 3 WEST OF THE WILLAMETTE MERIDIAN; THENCE ALONG SAID SUBDIVISION LINE NORTH 89° 59' EAST 9.56 CHAINS TO THE NORTHWEST CORNER OF THE NORTHEAST QUARTER OF THE SOUTHEAST QUARTER OF SAID SECTION 24 MARKED BY AN IRON PIPE; THENCE SOUTH 00° 24' WEST 19.88 CHAINS TO AN IRON BAR AT THE SOUTHWEST CORNER OF SAID NORTHEAST QUARTER OF THE SOUTHEAST QUARTER OF SAID SECTION 24; THENCE SOUTH 89° 48' EAST 20.03 CHAINS TO AN IRON PIPE IN THE EAST LINE OF SAID SECTION 24; THENCE NORTH 00° 07' EAST 19.96 CHAINS TO THE QUARTER SECTION CORNER BETWEEN SAID SECTION 24 AND SECTION 19, TOWNSHIP 5 SOUTH, RANGE 2 WEST OF THE WILLAMETTE MERIDIAN; THENCE SOUTH 89° 39' EAST 22.45 CHAINS; THENCE SOUTH 00° 18' EAST 2.00 CHAINS TO THE MIDDLE OF THE SALEM AND FAIRFIELD COUNTY ROAD; THENCE ALONG THE MIDDLE OF SAID ROAD SOUTH 31° 15' EAST 10.20 CHAINS; THENCE ALONG THE MIDDLE OF SAID COUNTY ROAD SOUTH 41° EAST 6.39 CHAINS; THENCE ALONG THE MIDDLE OF SAID COUNTY ROAD SOUTH 26° 45' EAST 4.85 CHAINS; THENCE LEAVING THE MIDDLE OF SAID COUNTY ROAD SOUTH 88° 45' WEST 11.52 CHAINS TO AN IRON PIPE; THENCE SOUTH 00° 14' WEST 19.59 CHAINS TO AN IRON ROD; THENCE SOUTH 00° 07' WEST 40.47 CHAINS TO THE SUBDIVISION LINE RUNNING EAST AND WEST THROUGH THE CENTER OF SECTION 30, TOWNSHIP 5 SOUTH, RANGE 2 WEST OF THE WILLAMETTE MERIDIAN; THENCE ALONG SAID SUBDIVISION LINE NORTH 89° 18' WEST 22.88 CHAINS TO THE PLACE OF BEGINNING.**

**SAVE AND EXCEPT THAT PORTION WHICH LIES BELOW THE MEAN HIGH WATER MARK OF THE WILLAMETTE RIVER.**

**PARCEL 2:**

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APR 09 2020

OWRD

**BEGINNING AT THE SOUTHWEST CORNER OF THE J.A. DELLAVEN DONATION LAND CLAIM NO. 92, IN TOWNSHIP 5 SOUTH, RANGE 2 WEST OF THE WILLAMETTE MERIDIAN, IN MARION COUNTY, OREGON; THENCE SOUTH 00° 40' 21" EAST 747.94 FEET TO A POINT ON THE SOUTH LINE OF PARCEL NO. 1 AS DESCRIBED IN VOLUME 741, PAGE 374, DEED RECORDS FOR SAID COUNTY AND STATE; THENCE NORTH 89° 57' 51" WEST 1778.09 FEET TO THE SOUTHWEST CORNER OF SAID PARCEL OF LAND; THENCE NORTH 35° 14' 37" WEST 309.00 FEET TO AN ANGLE IN THE WEST LINE OF SAID PARCEL OF LAND; THENCE NORTH 511.50 FEET TO THE NORTHWEST CORNER OF THE MATHIAS HAGEY DONATION LAND CLAIM NO. 69 IN SAID TOWNSHIP AND RANGE; THENCE NORTH 419.10 FEET TO THE QUARTER CORNER ON THE WEST LINE OF SECTION 30 IN TOWNSHIP AND RANGE; THENCE SOUTH 89° 18' EAST ALONG THE LEGAL SUBDIVISION LINE 1510.08 FEET TO A POINT ON THE WEST LINE OF GOV. LOT 2 IN SECTION 30 IN SAID TOWNSHIP AND RANGE; THENCE SOUTH 00° 07' EAST 413.91 FEET TO THE SOUTHWEST CORNER OF SAID LOT; THENCE SOUTH 89° 30' EAST 438.51 FEET TO THE PLACE OF BEGINNING, CONTAINING APPROXIMATELY 47.78 ACRES.**

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APR 09 2020

OWRD

**REEL: 3164**

**PAGE: 375**

**April 06, 2010, 10:55 am.**

**CONTROL #: 269433**

**State of Oregon  
County of Marion**

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

**FEE: \$ 56.00**

**BILL BURGESS  
COUNTY CLERK**

**THIS IS NOT AN INVOICE.**

**RECEIVED  
APR 09 2020  
OWRD**

After recording return to:  
MICHAEL GLENN LUCAS  
12502 MARINA LOOP  
WILLS, TX 77378

TITLE ORDER NO: 18-62809  
KEY RECORD NO: 06-7828

REEL PAGE  
1431 537

OCT 07, 1997

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

WARRANTY DEED -- STATUTORY FORM  
(INDIVIDUAL or CORPORATION)

GLENN E. LUCAS and THELMA L. LUCAS, as tenants by the entirety Grantor,

conveys and warrants to:

MICHAEL GLENN LUCAS AND JANE O. LUCAS, HUSBAND AND WIFE, Grantee,

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

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

Tax Account No: 44232-000 Map No:

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 PER TITLE TO THE PROPERTY SHOULD CHECK WITH THE APPROPRIATE CITY OR COUNTY PLANNING DEPARTMENT TO VERIFY APPROVED USES AND TO DETERMINE ANY LIMITS ON LAWSUITS AGAINST FARMING OR FOREST PRACTICES AS DEFINED IN ORS 30.930.

18-62809

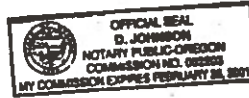
The true consideration for this conveyance is \$62,000.00. However, if the actual consideration consists of or includes other property or other value given or promised, such other property or value was part of the/the whole of the (indicate which) consideration.

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

Dated this 7 day of OCTOBER, 1997.

GRANTOR(S):

Glenn E. Lucas  
GLENN E. LUCAS  
Thelma L. Lucas  
THELMA L. LUCAS



STATE OF OREGON, County of MARION ) ss.

This instrument was acknowledged before me on 7 OCTOBER, 1997,  
by GLENN E. LUCAS and THELMA L. LUCAS

[Signature]  
Notary Public for Oregon

My commission expires: 02/26/2001

RECEIVED

APR 09 2020

OWRD

052W1900800

EXHIBIT "A"

Oct 07, 1997

Beginning at a point 3.07 chains North 0°30' West from the Southwest corner of the Donation Land Claim of Toby Marchetti in Township 5 South, Range 2 West of the Willamette Meridian, in Marion County, Oregon; thence North 0°45' West 19.87 chains along the West line of the Toby Marchetti Land Claim, to a point 5.30 chains from the Northwest corner of said Claim; thence West 12.97 chains to a fir tree 20 inches in diameter; thence South 2.00 chains to the center of the County Road leading to Fairfield; thence along the center of said road as follows: South 31°51' East 10.20 chains; South 41° East 6.39 chains; South 26°45' East 4.85 chains to the South line of A. Dittars Estate; thence East 1.87 chains to place of beginning; being situated in Section 19, in Township 5 South, Range 2 West of the Willamette Meridian, in Marion County, State of Oregon.

SUBJECT TO:

1. Taxes for the fiscal year 1997-98, a lien in an amount to be determined, but not yet payable.
2. The assessment and tax rolls disclose that the premises herein described have been specifically assessed as Farm Use Land. If the land becomes disqualified for the special assessment under the statute, an additional tax may be levied for previous years in which the farm use assessment was in effect for the land and in addition thereto a penalty may be levied if notice of disqualification is not timely given.
3. The rights of the public in and to that portion of the premises herein described lying within the limits of roads, streets and highways.

RECEIVED  
APR 09 2020  
OWRD



Oct 07, 1997

REEL:1431 PAGE: 537

October 07, 1997, 04:46P

CONTROL #: 1431537

State of Oregon  
County of Marion

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

FEES: \$40.00

ALAN H DAVIDSON  
COUNTY CLERK

RECEIVED

APR 09 2020

OWRD



After recording return to:  
Michael Glenn & Jane O. Lucas  
12502 Marina Loop  
Willis, TX 77378

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

Escrow No. 253418DS  
Title No. 253418-M

THIS SPACE RESERVED FOR RECORDER'S USE

AUG 16 1999

253418  
F.A.T. 253418

**STATUTORY WARRANTY DEED**

John L. Stockfleth and Carole A. Stockfleth, Grantor, conveys and warrants to Michael Glenn Lucas and Jane O. Lucas, Grantee, the following described real property free of liens and encumbrances, except as specifically set forth herein:

See Exhibit A which is attached hereto and made a part hereof...

This property is free of liens and encumbrances, EXCEPT:  
The assessment roll and the tax roll disclose that the within described premises were specially assessed as farm land. If the land has become or becomes disqualified for the special assessment under the statute, an additional tax may be levied for ten years, or a lesser number of years in which the land was subject to the special land use assessment; These premises are within the boundaries of the G.A. Miller Drainage District No. 1, and are subject to the levies, assessments and easements thereof, if any; Right, title and interest of Don Nussom and Jess and Nancy Lucas for Sub-surface drain lines as disclosed by unrecorded agreement on file with First American Title Insurance Company of Oregon. The location of said drain lines is approximate.

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

The true consideration for this conveyance is \$67850.00 (Here comply with the requirements of ORS 93.090)

Dated this 16th day of August, 1999.

X John L. Stockfleth  
John L. Stockfleth

X Carole A. Stockfleth  
Carole A. Stockfleth

STATE OF OREGON  
County of Marion } ss.

This instrument was acknowledged before me on this 16 day of August, 1999  
by John L. Stockfleth and Carole A. Stockfleth



Debra Sue Smith  
Notary Public for Oregon

My commission expires: 7/10/02

RECEIVED  
APR 09 2020  
OWRD

052W1900901

EXHIBIT A

A parcel of land situated in Section 19, Township 5 South, Range 2 West of the Willamette Meridian, Marion County, Oregon, being more particularly described as follows:

Beginning at the Northwest corner of the Toby Marchetti Donation Land Claim No. 90, said Township and Range; thence along the North line of said Claim No. 90, North  $89^{\circ} 38' 07''$  East, 541.22 feet to the centerline of the Miller Drain Ditch; thence along the centerline of said Miller Drain Ditch the following courses, South  $07^{\circ} 59' 15''$  West, 1264.28 feet; thence South  $54^{\circ} 21' 15''$  West, 356.43 feet; thence South  $84^{\circ} 03' 15''$  West, 46.38 feet to intersect the West line of that parcel of land as described in Volume 722, Page 792 Marion County Records and the West line of the said Donation Land Claim No. 90; thence along the said West line, North  $01^{\circ} 10' 00''$  West, 1461.39 feet to the point of beginning.

AUG 16 1999

RECEIVED

APR 09 2020

OWRD

REEL:1625

PAGE: 726

August 16, 1999 , 04:11P

CONTROL #: 1625726

State of Oregon  
County of Marion

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

FEE: \$40.00

ALAN H DAVIDSON  
COUNTY CLERK

AUG 16 1999

RECEIVED

APR 09 2020

OWRD

SPECIAL WARRANTY DEED

KNOW ALL MEN BY THESE PRESENTS, That Paul w. Ober and Patricia A nne Ober, hereinafter called grantor, for the consideration hereinafter stated, does hereby grant, bargain, sell and convey unto John L. Stockfleth and Carole A. Stockfleth, each as to a 1/2 undivided interest hereinafter called grantee, and unto grantee's heirs, successors and assigns all of that certain real property with the tenements, hereditaments and appurtenances thereunto belonging or in any way appertaining, situated in the County of Marion, State of Oregon, described as follows, to-wit:

See Exhibit A attached hereto and made a part hereof

REEL 3512 PAGE 400
MARION COUNTY
BILL BURGESS, COUNTY CLERK
06-13-2013 11:23 am
Control Number 340981 \$ 48 00
Instrument 2013 00028707

RECEIVED
APR 09 2020
OWRD

(IF SPACE INSUFFICIENT, CONTINUE DESCRIPTION ON REVERSE SIDE)

To Have and to Hold the same unto the grantee and grantee's heirs, successors and assigns forever. And the grantor hereby covenants to and with the grantee and grantee's heirs, successors and assigns that the real property is free from encumbrances created or suffered thereon by grantor and that grantor will warrant and defend the same and every part and parcel thereof against the lawful claims and demands of all persons claiming by, through, or under the grantor.

The true and actual consideration paid for this transfer, stated in terms of dollars, is \$ 319,000.00. However, the actual consideration consists of or includes other property or value given or promised which is the whole consideration (indicate which). In construing this deed, where the context so requires, the singular includes the plural and all grammatical changes shall be made so that this deed shall apply equally to corporations and to individuals. In Witness Whereof, the grantor has executed this instrument this 20th day of December, 2005; if a corporate grantor, it has caused its name to be signed and its seal, if any, affixed by an officer or other person duly authorized thereto by order of its board of directors.

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

Paul W. Ober
Patricia Anne Ober
Patricia Anne Ober

STATE OF OREGON, County of Marion ) ss. 2005
This instrument was acknowledged before me on December 20, 2005
by Paul W. Ober and Patricia Anne Ober
This instrument was acknowledged before me on December 26, 2005



Tara Leigh Hill
Notary Public for Oregon
My commission expires 12-20-05

Paul & Patricia Ober
11913 W Stayton Road SE
Aumsville OR 97325
John & Carole Stockfleth
15561 River Road
Salem OR 97137
After recording return to (Name, Address, Zip):
Same as Grantee
Until requested otherwise send all tax statements to (Name, Address, Zip):
No Change

STATE OF OREGON, ) ss.
County of \_\_\_\_\_
I certify that the within instrument
was received for record on the \_\_\_\_\_ day
of \_\_\_\_\_, 19\_\_\_\_, at
\_\_\_\_\_ o'clock \_\_\_\_\_ M., and recorded in
book/reel/volume No. \_\_\_\_\_ on page
\_\_\_\_\_ and/or as fee/title/instru-
ment/microfilm/reception No. \_\_\_\_\_,
Record of Deeds of said County.
Witness my hand and seal of
County affixed.
NAME TITLE
By \_\_\_\_\_, Deputy

052w1900900

EXHIBIT A

Beginning at the Northwest corner of the Donation Land Claim of Toby Marchetti in Township 5 South, Range 2 West of the Willamette Meridian in Marion County, State of Oregon; thence East along the Claim line, 15.58 chains to an iron pipe; thence South 28.89 chains to an iron pipe on the South line of the Marchetti Claim; thence West 15.58 chains to the Southwest corner of said Claim; thence North 28.89 chains to the place of beginning.

ALSO: Beginning at the Southwest corner of the Toby Marchetti Donation Land Claim in Township 5 South, Range 2 West of the Willamette Meridian in Marion County, Oregon; thence East along the South line of said Claim 4.32 chains to a steel shaft; thence South  $11^{\circ} 10'$  West 5.89 chains to an iron pipe in the center line of the County Road; thence North  $56^{\circ} 42'$  West along the center of said road, 3.41 chains; thence North  $31^{\circ}$  West still in the center of said road, 3.225 chains; thence North  $16^{\circ} 31'$  West 1.89 chains to an iron pipe in the center of said road; thence North along the center of said road 2.38 chains to an iron pipe; thence East 1.87 chains to an iron pipe in the West line of said Claim; thence South 3.07 chains to the point of beginning, being in Township 5 South, Range 2 West of the Willamette Meridian in Marion County, Oregon.

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**REEL: 3512**

**PAGE: 490**

**June 13, 2013, 11:23 am.**

CONTROL #: 340961

State of Oregon  
County of Marion

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

FEE: \$ 46.00

BILL BURGESS  
COUNTY CLERK

THIS IS NOT AN INVOICE.

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# Land Use Information Form



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

## 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.

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## 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.



# 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

## Applicant

NAME JANE STOCKFLETH LLC			PHONE (HM)		
PHONE (WK) (503) 393-3904		CELL (503) 871-5077		FAX	
ADDRESS 15561 RIVER RD. NE					
CITY ST. PAUL		STATE OR	ZIP 97137	E-MAIL* BEN@STOCKFLETHSEEDS.COM	

## 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:
5S	3W	24	NENE NWNE SWNE SENE NESE	100	EFU	<input type="checkbox"/> Diverted	<input type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	Nursery crops
5S	2W	19	SWNW NWSW	100	EFU	<input type="checkbox"/> Diverted	<input type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	Nursery crops
5S	2W	19	NWSW NESW SESW SWSW	700	EFU	<input type="checkbox"/> Diverted	<input type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	Nursery crops
5S	3W	25	SENE	700	EFU	<input checked="" type="checkbox"/> Diverted	<input type="checkbox"/> Conveyed	<input type="checkbox"/> Used	Nursery crops
5S	2W	19	SWNW	700	EFU	<input checked="" type="checkbox"/> Diverted	<input type="checkbox"/> Conveyed	<input type="checkbox"/> Used	Nursery crops
5S	2W	19	NESW	800	EFU	<input type="checkbox"/> Diverted	<input type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	Nursery crops
5S	2W	19	NESW	900	EFU	<input checked="" type="checkbox"/> Diverted	<input type="checkbox"/> Conveyed	<input type="checkbox"/> Used	Nursery crops
5S	2W	19	SWNE NWSE SWSE SESW	900	EFU	<input type="checkbox"/> Diverted	<input type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	Nursery crops
5S	2W	19	SENW SWNE NESW NWSE	901	EFU	<input type="checkbox"/> Diverted	<input type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	Nursery crops
5S	2W	30	NWSW	800	EFU	<input checked="" type="checkbox"/> Diverted	<input type="checkbox"/> Conveyed	<input type="checkbox"/> Used	Nursery crops

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

Marion County

**B. Description of Proposed Use**

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

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

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

Estimated quantity of water needed: 974.5  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 Nursery Use

Briefly describe:

*It is proposed to irrigate 194.9 acres of nursery crops year-round from four existing wells.*



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

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## 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): 12.136.020.

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
	RECEIVED	<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued
	APR 09 2020	<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued
	OWRD	<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued

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

NAME <u>Austin Barnes</u>	TITLE: <u>Assistant Planner</u>
SIGNATURE <u><i>Austin Barnes</i></u>	PHONE: <u>503-588-5038</u> DATE: <u>4/2/2020</u>
GOVERNMENT ENTITY <u>Marion County Public Works</u>	

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

**Receipt for Request for Land Use Information**

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

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

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