

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

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SECTION 1: APPLICANT INFORMATION AND SIGNATURE

Applicant

NAME LEON AND TERRI EICHLER			PHONE (HM) OWRD	
PHONE (WK) (503) 835-2660		CELL (503) 560-2290		FAX
ADDRESS 12025 SW LANCEFIELD RD.				
CITY MCMINNVILLE	STATE OR	ZIP 97128	E-MAIL* EICHLERBROS@AOL.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 WILLIAM E. MCGILL, CWRE			PHONE (503) 510-3026	FAX
ADDRESS 15333 PLETZER RD. SE				CELL
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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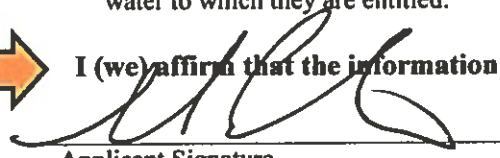

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By my signature below I confirm that I understand:

- 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.

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

	<u>Leon S. EICHLER OWNER</u>	<u>10-16-19</u>
Applicant Signature	Print Name and Title if applicable	Date
	<u>TERRI EICHLER</u>	<u>10-16-19</u>
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.

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: 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
POA 3	S YAMHILL RIVER	1370'	43'

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

SECTION 3: WELL DEVELOPMENT, continued

Total maximum rate requested: 0.45 cfs (each well will be evaluated at the maximum rate unless you indicate well-specific rates and annual volumes in the table below).

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

OWNER'S WELL NAME OR NO.	PROPOSED	EXISTING	WELL ID (WELL TAG) NO.* OR WELL LOG ID**	FLOWING ARTESIAN	CASING DIAMETER	CASING INTERVALS (IN FEET)	PERFORATED OR SCREENED INTERVALS (IN FEET)	SEAL INTERVALS (IN FEET)	MOST RECENT STATIC WATER LEVEL & DATE (IN FEET)	PROPOSED USE			
										SOURCE AQUIFER***	TOTAL WELL DEPTH	WELL-SPECIFIC RATE (GPM)	ANNUAL VOLUME (ACRE-FEET)
POA 3	<input checked="" type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>	12"			0-20'		GRAVEL AND SAND	100' +/-		293.75
	<input type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>									
	<input type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>									
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	<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.

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

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

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

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

https://apps.wrd.state.or.us/apps/misc/lkp_trsqq_features/

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

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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

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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:
Keep equipment in good operating condition to minimize waste and install a water use measuring device.

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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)
Irrigation	Mar. 1 – Oct. 31	293.75

For irrigation use only:

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

Primary: 117.5 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: 293.75

- 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): 40 HP submersible
 Other means (describe): _____

Provide a description of the proposed means of diversion, construction, and operation of the diversion works and conveyance of water. 40 HP submersible to 6" buried PVC 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)
Linear and high-pressure sprinklers

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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 water requested is needed for crop irrigation. A high efficiency system with a water use measuring device will be installed.

SECTION 7: PROJECT SCHEDULE

- Date construction will begin: Upon permit issuance.
- Date construction will be completed: 5 years following permit issuance.
- Date beneficial water use will begin: 2021 irrigation season or when construction is completed.

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: Equipment will be checked regularly and kept in good operating condition to prevent run-off or waste.
- 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: Excavation for project will be less than one acre of disturbed area and will be kept to a minimum.

- 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

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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: \$2,910
See the Department's Fee Schedule at www.oregon.gov/owrd or call (503) 986-0900.
- Map that includes the following items:
 - Permanent quality and drawn in ink
 - Even map scale not less than 4" = 1 mile (example: 1" = 400 ft, 1" = 1320 ft, etc.)
 - North Directional Symbol
 - Township, Range, Section, Quarter/Quarter, Tax Lots
 - Reference corner on map
 - Location of each diversion, by reference to a recognized public land survey corner (distances north/south and east/west)
 - Indicate the area of use by Quarter/Quarter and taxlot identified clearly.
 - Number of acres per Quarter/Quarter and hatching to indicate area of use if for primary irrigation, supplemental irrigation, or nursery
 - Location of main canals, ditches, pipelines or flumes (if well is outside of the area of use)

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

AFTER RECORDING RETURN TO:

WILMA L EICHLER
5569 SE AMITY RD
AMITY, OR



SEND TAX STATEMENTS TO:

LEON EICHLER
12025 SW LANCEFIELD RD
MCMINNVILLE, OR 97128

OFFICIAL YAMHILL COUNTY RECORDS
BRIAN VAN BERGEN, COUNTY CLERK

201318902



\$46.00

12/19/2013 03:55:08 PM

CONSIDERATION: \$ -0-

DMR-DDMR Cnt=1 Str=4 HOLLANDK
\$15.00 \$5.00 \$11.00 \$15.00

BARGAIN AND SALE DEED

WILMA L. EICHLER, formerly known as WILMA L. SIGL, Successor Trustee of the Philip S. Eichler Revocable Living Trust Agreement dated May 7, 1992, Grantor, conveys to LEON EICHLER, Grantee, the real property in Yamhill County, Oregon, which is more particularly on the attached Exhibit "A" which is incorporated by this reference.

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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 17 day of December, 2013.

WILMA L. EICHLER, Successor Trustee
of the Philip S. Eichler Revocable
Living Trust Agreement dated
May 7, 1992

STATE OF OREGON)
) ss:
County of Polk)

On this 17 day of December, 2013, personally appeared before me the above-named WILMA L. EICHLER, Successor Trustee of the Philip S. Eichler Revocable Living Trust Agreement dated May 7, 1992, and acknowledged the foregoing instrument to be her voluntary act and deed.



NOTARY PUBLIC FOR OREGON
My Commission Expires: 8-29-15

EXHIBIT A

PARCEL 1:

A tract of land in Sections 18 and 19, Township 5 South, Range 4 West of the Willamette Meridian in Yamhill County, Oregon, more particularly described as follows:

Beginning at an iron rod on the South line of the Robert J. Lancefield Donation Land Claim No. 44 at the Southeast corner of a 9.54 acre tract described in a Deed recorded April 10, 1913, from Daniel E. Miller, et ux, to Joseph H. and W. H. Loop in Book 64, page 512, Deed Records, Yamhill County, Oregon; thence Northwesterly along the East line of said Loop tract 16.20 chains, more or less, to the Easterly side of the Southern Pacific right of way; thence Northeasterly along the Easterly right of way 29.47 chains to an iron rod at the Southwest corner of County Survey No. 2528 and also the Southwest corner of Parcel 2 in a Deed to Ernest Robertson, et ux, recorded March 1, 1937, in Book 112, page 263, Deed Records, Yamhill County, Oregon; thence South 84°32' East 18.18 chains to a point on the West line of a tract conveyed to Lancefield Farm Co. by Deed recorded February 4, 1969, in Film Volume 74, page 670, Deed and Mortgage Records, Yamhill County, Oregon; thence South 30°30' West 6.90 chains to a stake on fence line; thence South 6°11' West along fence line 36.42 chains to an iron rod on the South line of said Lancefield Claim and on the Northerly side of the County Road; thence South 89°03' West along the South line of said Lancefield Claim and the North line of the County Road 15.13 chins, more or less, to the point of beginning.

The above described real property is subject to:

1. Rights of the public in streets, roads, and highways.
2. As disclosed by the tax roll the premises herein described have been zoned or classified for farm use, and at any time that said land is disqualified for such use the property will be subject to additional taxes and interest.

PARCEL 2:

A tract of land in Section 19, Township 5 South, Range 4 and Section 24, Township 5 South, Range 5 West of the Willamette Meridian in Yamhill County, Oregon, more particularly described as follows:

Beginning at the Northeast corner of Tract No. 1 as described in a Deed from W. T. Vinton to Gale B. Vinton, et ux, recorded January 7, 1942, in Book 119, page 182, Deed Records, Yamhill County, Oregon; thence Northeasterly along the Westerly right of way line of the Southern Pacific Railroad, 2300 feet, more or less, to the South line of a tract conveyed to Ernest Robertson, et ux, by Deed recorded June 28, 1961, in Film Volume 17, page 225, Deed and Mortgage Records, Yamhill County, Oregon; thence West along the South line of said Robertson tract 1366 feet, more or less, to the East line of the County Road; thence South along the East line of said County Road 2300 feet, more or less, to the Northwest corner of said Vinton tract; thence East along the North line of said Vinton tract 202 feet, more or less, to the point of beginning.

Parcel 2. A tract of land in Section 19, Township 5 South, Range 4 and Section 24, Township 5 South, Range 5 West of the Willamette Meridian in Yamhill County, Oregon, more particularly described as follows:

Beginning at a point on the East line of the John T. Jeffrais Donation Land Claim No. 67, 7.66 chains South of the Northeast corner thereof; thence South along the East line of said Donation Land Claim 21.73 chains to a stake; thence West along

the South line of a tract conveyed to G.E. Wood by Deed recorded December 1, 1904, in Book 47, page 183, 1285 feet to the Southeast corner of the tract excepted from Parcel No. 1 in a conveyance to Udens Allen, recorded April 12, 1972, in Film Volume 88, page 2106, Deed and Mortgage Records, Yamhill County, Oregon; thence Northwesterly along the East line of said excepted tract 1125 feet, more or less, to the center of County Road No. 440; thence West along the center of said County Road 350 feet, more or less, to the East line of County Market Road No. 34; thence North along the East line of said County Road No. 34, 530 feet, more or less, to the North line of said Wood tract; thence East along the North line of said Wood tract 1230 feet, more or less, to the point of beginning.

EXCEPTING THEREFROM that portion lying in the Southern Pacific right of way, and ALSO EXCEPTING the tract conveyed to Daniel E. Miller, et ux, by Deed recorded December 15, 1910, in Book 60, page 257, Deed Records, Yamhill County, Oregon.

Parcel 3. A tract of land in Section 24, Township 5 South, Range 5 West of the Willamette Meridian in Yamhill County, Oregon, more particularly described as follows:

Beginning at the Southwest corner of a tract conveyed to Ernest Robertson, et ux, by Deed recorded June 28, 1961, in Film Volume 17, page 225, Deed and Mortgage Records, Yamhill County, Oregon; thence East along the South line of said Robertson tract 365 feet; thence Northeasterly and parallel to the West line of said Robertson tract 1125 feet, more or less, to the center of County Road No. 440; thence West along the center of said County Road to the West line of said Robertson tract; thence South along the West line of said Robertson tract to the point of beginning.

EXCEPT the portions lying in the County Road, and ALSO EXCEPTING that portion conveyed to Yamhill County by Deed recorded November 3, 1972, in Film Volume 91, page 1850, Deed and Mortgage Records, Yamhill County, Oregon.

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Parcel 4. Beginning at an iron pin 3/4x3/4x18 inches set on the East line of the Southern Pacific Railroad Right of Way, said beginning point being North 5° West 43.543 chains and South 83°31' East 28.207 chains from the Southeast corner of the A. E. Garrison Donation Land Claim, and being a part of the Robert Lancefield Donation Land Claim No. 44, Notification No. 1249, in Township 5 South, Range 4 West of the Willamette Meridian in Yamhill County, Oregon; thence North 10°08' East along the East line of said right of way 7.172 chains to an iron pin 3/4x3/4x18 inches; thence South 83°02' East 25.80 chains to an iron pin 3/4x3/4x18 inches; thence North 67°24' East 3.872 chains to a point in the center of Salt Creek from which an iron pin 3/4x3/4x18 inches set for witness corner on the West bank of Salt Creek bears South 67°24' West 20 feet; thence up the center of the main channel of Salt Creek as follows: South 52°30' East 53 links, North 88°45' East 2.69 chains; thence South 44° East 1.62 chains; thence South 4°30' East 1.41 chains; thence South 10°40' West 1.55 chains; thence South 39°20' West 98 links; thence South 66°10' West 2.83 chains; thence South 30°45' West 1.01 chains; thence South 2°30' East 1.09 chains; thence South 36°30' East 96 links to a point in the center of Salt Creek

from which an iron pin 3/4x3/4x18 inches bears North 83°30' West 24 feet; thence North 83°31' West 31.60 chains to the point of beginning.

ALSO the following described premises, to wit:

Being a part of the Donation Land Claim of Robert J. Lancefield and wife, Notification No. 1249, Claim No. 44 in Section 18, Township 5 South, Range 4 West of the Willamette Meridian in Yamhill County, Oregon, and being further described as follows: Beginning at a stake on the East line of the Southern Pacific Railroad Right of Way at the Southwest corner of that certain tract above described, and North 5° West 43.543 chains and South 83°31' East 28.207 chains from the Southeast corner of the A. E. Garrison Donation Land Claim, and running thence South 10°08' West along the East line of said right of way, 23.00 chains to the beginning of a curve; thence South 9°28' West 1.825 chains to an iron rod on the East line of said right of way for Southwest corner; thence South 84°32' East 18.18 chains to an iron rod on fence line; thence North 48°17' East along fence line, 9.00 chains to an iron rod; thence South 86°30' East across swale 5.62½ chains to an iron rod by fence; thence North 47°17' East along fence now there 7.220 chains to an anchor post; thence North 31°02' East along fence 8.47½ chains to an anchor post; thence North 16°23' East along fence 6.040 chains to center of Salt Creek; thence South 64°17' West with center of Salt Creek 4.430 chains to bend in creek; thence North 65°08' West 2.57 chains to an iron rod at the Southeast corner of the above described tract, about 1 foot Southerly from an ash tree on the bank of Salt Creek; thence North 83°31' West 31.220 chains to the place of beginning.

The above described real property is subject to:

1. Rights of the public in streets, roads, and highways.
2. As disclosed by the tax roll the premises herein described have been zoned or classified for farm use, and at any time that said land is disqualified for such use the property will be subject to additional taxes and interest.
3. Any liens or encumbrances suffered or permitted by Grantee since August 15, 1973.

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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
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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.

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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

RECEIVED
MAY 12 2020

Applicant

OWRD

NAME LEON AND TERRI EICHLER			PHONE (HM)		
PHONE (WK) (503) 835-2660		CELL (503) 560-2290		FAX	
ADDRESS 12025 SW LANCEFIELD RD.					
CITY MCMINNVILLE		STATE OR	ZIP 97128	E-MAIL* EICHLERBROS@AOL.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	4W	19	NENW	200	EFU	<input checked="" type="checkbox"/> Diverted <input type="checkbox"/> Conveyed <input checked="" type="checkbox"/> Used	farming
5S	4W	19	NWNE	200	EFU	<input type="checkbox"/> Diverted <input type="checkbox"/> Conveyed <input checked="" type="checkbox"/> Used	farming
5S	4W	18	SESW SWSE	200	EFU	<input type="checkbox"/> Diverted <input type="checkbox"/> Conveyed <input checked="" type="checkbox"/> Used	farming
5S	4W	18	SESW SWSE NESW NWSE NESE SESW SENE SWNE	300	EFU	<input type="checkbox"/> Diverted <input type="checkbox"/> Conveyed <input checked="" type="checkbox"/> Used	farming
5S	4W	18	SESW	300	EFU	<input checked="" type="checkbox"/> Diverted <input type="checkbox"/> Conveyed <input type="checkbox"/> Used	farming

List all counties and cities where water is proposed to be diverted, conveyed, and/or used or developed:
Yamhill 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: 293.75 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:

It is proposed to irrigate 117.5 acres of crops in TL 200 & 300 from POA 1 or POA 2 in TL 300 and 200 respectively.

MAY 12 2020

OWRD 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): 402.02(A) & 402.0


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
		<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.

NO DEVELOPMENTS IN 100-YEAR FLOODPLAIN W/O ADD'L LAND USE

APPROVAL:

NAME <u>LANCE WOODS</u>	TITLE: <u>ASSOCIATE PLANNER</u>
SIGNATURE 	PHONE: <u>(503) 434-7516</u>
GOVERNMENT ENTITY <u>YAMHILL COUNTY PLANNING DEPARTMENT</u>	DATE: <u>5/5/2020</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: _____