

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

RECEIVED
JAN 05 2022
OWRD

Applicant

NAME		PHONE (HM)	
PHONE (WK)	CELL	FAX	
ADDRESS			
CITY	STATE	ZIP	E-MAIL*

Organization

NAME FD7 REAL PROPERTIES, LLC		PHONE 541-968-2288	FAX
ADDRESS 1090 GATEWAY LOOP			CELL
CITY SPRINGFIELD	STATE OR	ZIP 97477	E-MAIL* B.BURNS@VOBUSINESSPARTNERS.COM

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

AGENT / BUSINESS NAME JOHN A. SHORT / WATER RIGHT SERVICES, LLC		PHONE 541-389-2837	FAX
ADDRESS PO BOX 1830			CELL
CITY BEND	STATE OR	ZIP 97709	E-MAIL* JOHNSHORT@USA.COM


Note: Attach multiple copies as needed

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

By my signature below I confirm that I understand:

- I am asking to use water specifically as described in this application.
- Evaluation of this application will be based on information provided in the application.
- I cannot 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.

 BRIAN BURNS; OWNER 1/1/2022
Applicant Signature Print Name and Title if applicable 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.

RECEIVED

JAN 05 2022

OWRD

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

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	COYOTE CREEK	4130'	41'
2	"	4030'	43'
3	"	4000'	43'
4	"	4440'	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).*

For Department Use: App. Number: _____

SECTION 3: WELL DEVELOPMENT, continued

Total maximum rate requested: 0.20 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)
1	<input type="checkbox"/>	<input checked="" type="checkbox"/>	LANE 12773	<input type="checkbox"/>	5"	0-77'	60-75'		21' 8-31-2021	SAND, GRAVEL, & CLAY	77'		80 AF
2	<input type="checkbox"/>	<input checked="" type="checkbox"/>	LANE 52059 / 12757	<input type="checkbox"/>	8"	0-114'	30-114'		21' 8-31-2021	"	160'		"
3	<input checked="" type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>	8"	"	"	0-18'		"	160'		"
4	<input checked="" type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>	8"	"	"	0-18'		"	160'		"
	<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.

RECEIVED
 JAN 05 2022
 OWRD

For Department Use: App. Number: _____

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/

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

RECEIVED

JAN 05 2022

OWRD

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:

Statewide - OAR 690-033-0330 thru -0340

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

RECEIVED

JAN 05 2022

OWRD

SECTION 5: WATER USE

USE	PERIOD OF USE	ANNUAL VOLUME (ACRE-FEET)
NU	YEAR-ROUND	80 AF

For irrigation use only:

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

Primary: Acres Supplemental: Acres Nursery Use: **16.03** 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:

For Department Use: App. Number: _____

- 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): **SUBMERISIBLE 5HP FOR WELL #1, #3, & #4; 1.5 HP FOR WELL #2**
- Other means (describe):

Provide a description of the proposed means of diversion, construction, and operation of the diversion works and conveyance of water. **WATER WILL BE PIPED FROM WELL TO PLACE OF USE.**

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*)

DRIP IRRIGATION.

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*).

PROGRAMMED DRIP SYSTEM FOR EFFICIENCY AND TO MINIMIZE RUNOFF.

SECTION 7: PROJECT SCHEDULE

- a) Date construction will begin: 2021
- b) Date construction will be completed: 2026
- c) Date beneficial water use will begin: 2027

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: N/A

- 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: N/A

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 N/A	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*).

RECEIVED
JAN 05 2022
OWRD



LAND MANAGEMENT DIVISION

Date Received:
RECEIVED DEC 10 2021

TYPE I APPLICATION Zoning Determination Application

PUBLIC WORKS DEPARTMENT 3050 N. DELTA HWY, EUGENE OR 97401 Planning: 682-3577

For Office Use Only: FILE # 509-PA21-06021 FEE: \$143-

Applicant (print name): Bryce Withers / Water Right Services, LLC
Mailing address: PO Box 1830 Bend, OR 97709
Phone: 541-408-1400 Email: brycewrs@gmail.com

Applicant Signature: BW

E-RECEIVED
January 13, 2022
OWRD

PROPERTY LOCATION

1705031101800, 1705031100900, 1705022205600, 1705022205500, 1705022203600,
Assessor's Map and Tax Lot 1705022203500






27316, 27318, & 27320 8th St. and 90837 B St. Junction City, OR 97448
Site address

The Zoning Determination Application (ZD) is the form used when a customer needs a written response from the Planning Program, including State permit sign-offs. It is intended to assist customers who have a question that can not be answered in 10 minutes by the Planner at the front desk.

In the space below, write the question/request you have for the Planner. Attach additional pages if necessary.

Please complete the attached OWRD Land Use Information
Form with reference map. Please email completed form
to brycewrs@gmail.com Thank You!

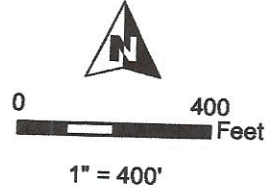
**T17S R5W, WM
LANE COUNTY, OR**

- Well
-  POU NU
-  Township
-  Section
-  Quarter Quarter
-  Tax Lot

Well Locations:

- Well #1 (LANE 12773): 810' S, 110' E of NW Cor Sec 2
- Well #2 (LANE 12757/52059): 1090' S, 40' E of NW Cor Sec 2
- Well #3 (Proposed): 1090' S, 10' E of NW Cor Sec 2
- Well #4 (Proposed): 870' S, 440' E of NW Cor Sec 2

E-RECEIVED
January 13, 2022
OWRD



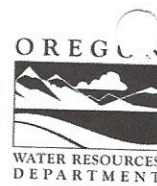
**GROUNDWATER APPLICATION MAP
FD7 REAL PROPERTIES, LLC**

Date: 12/1/2021

This map is not intended to provide legal dimensions or locations of property ownership lines.

WATER RIGHT SERVICES, LLC
 PO BOX 1830, BEND, OR 97709
WWW.OREGONWATER.US CCB # 197121
 johnshort@usa.com 541-389-2837

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

E-RECEIVED

January 13, 2022

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 ground water registration modification, and all of the following apply:
 - a) The existing and proposed water use is located entirely within lands zoned for exclusive farm-use or within an irrigation district;
 - b) The application involves a change in place of use only;
 - c) The change does not involve the placement or modification of structures, including but not limited to water diversion, impoundment, distribution facilities, water wells and well houses; and
 - d) The application involves irrigation water uses only.

NOTE TO LOCAL GOVERNMENTS

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

Land Use Information Form

E-RECEIVED
 January 13, 2022
 OWRD



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

Applicant(s): **FD7 REAL PROPERTIES, LLC**

Mailing Address: **1090 GATEWAY LOOP**

City: **SPRINGFIELD**

State: **OR**

Zip Code: **97477**

Daytime Phone: _____

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:
17S	5W	2		3600, 5600, 5500	E40 (TL 5500 & 5600) ; E40/RR1 (TL 3600)	<input checked="" type="checkbox"/> Diverted <input checked="" type="checkbox"/> Conveyed <input checked="" type="checkbox"/> Used	NU
17S	5W	2		3500	E40	<input type="checkbox"/> Diverted <input checked="" type="checkbox"/> Conveyed <input checked="" type="checkbox"/> Used	NU
17S	5W	2 & 3		900	E40/RR1	<input type="checkbox"/> Diverted <input checked="" type="checkbox"/> Conveyed <input checked="" type="checkbox"/> Used	NU
17S	5W	2 & 3		1800	E40/RR1	<input checked="" type="checkbox"/> Diverted <input checked="" type="checkbox"/> Conveyed <input checked="" type="checkbox"/> Used	NU

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

LANE 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 Ground Water Registration Modification
 Limited Water Use License
 Allocation of Conserved Water
 Exchange of Water

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

Estimated quantity of water needed: **0.20** 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 **NU (NURSERY USE)**

Briefly describe:

APPLICATION FOR WATER TO BE PIPED FROM WELLS FOR NUSERY USE.



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

See bottom of Page 3. →

E-RECEIVED

January 13, 2022

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):

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

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

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

Name: Julia Dobberstein Title: Land Management Technician
 Signature: Julia Dobberstein Phone: 541-682-3458 Date: 1-4-2022
 Government Entity: Lane County Land Management

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: _____



Lane County Clerk
Lane County Deeds & Records

2021-068415

10/28/2021 12:22:11 PM

RPR-DEED Cnt=1 Stn=8 CASHIER 12 3pages
\$15.00 \$11.00 \$10.00 \$61.00

\$97.00

TITLE NO. 0330048
ESCROW NO. EU21-2685 TH
TAX ACCT. NO. 0491025
TAX ACCT. NO. 0491090
TAX ACCT. NO. 0490464
TAX ACCT. NO. 0490456
TAX ACCT. NO. 0490480
TAX ACCT. NO. 0490472
MAP/TAX LOT NO. 17 05 03 11, #00900
MAP/TAX LOT NO. 17 05 03 11, #01800
MAP/TAX LOT NO. 17 05 02 22, #03500
MAP/TAX LOT NO. 17 05 02 22, #03600
MAP/TAX LOT NO. 17 05 02 22, #05500
MAP/TAX LOT NO. 17 05 02 22, #05600

RECEIVED

JAN 05 2022

OWRD

GRANTOR

CIG, LLC

GRANTEE

FD7 REAL PROPERTIES, LLC

*1090 Gateway Loop
Springfield OR 97477*

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

After recording return to:
CASCADe TITLE CO.
811 WILLAMETTE
EUGENE, OR 97401

WARRANTY DEED -- STATUTORY FORM

CIG, LLC, an Oregon Limited Liability Company, Grantor,
conveys and warrants to
FD7 REAL PROPERTIES, LLC, an Oregon Limited Liability Company, 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

The true consideration for this conveyance is \$515,000.00.

BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON TRANSFERRING FEE TITLE SHOULD INQUIRE ABOUT THE PERSON'S RIGHTS, IF ANY, UNDER ORS 195.300 (Definitions for ORS 195.300 to 195.336), 195.301 (Legislative findings) AND 195.305 (Compensation for restriction of use of real property due to land use regulation) TO 195.336 (Compensation and Conservation Fund) 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 (Definitions for ORS 92.010 to 92.192) OR 215.010 (Definitions), 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 (Definitions for ORS 30.930 to 30.947), AND TO INQUIRE ABOUT THE RIGHTS OF NEIGHBORING PROPERTY OWNERS, IF ANY, UNDER ORS 195.300 (Definitions for ORS 195.300 to 195.336), 195.301 (Legislative findings) AND 195.305 (Compensation for restriction of use of real property due to land use regulation) TO 195.336 (Compensation and

Conservation Fund) 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.

Except the following encumbrances:

Covenants, Conditions, Restrictions, Easements and Rights of Way of record, if any.

Dated this 27 day of October, 2021.

CIG, LLC

BY: [Signature]
KEVIN KRIZ, MANAGER

State of Oregon
County of Lane

This instrument was acknowledged before me on October 27th, 2021 by KEVIN KRIZ, MANGER OF CIG, LLC.



[Signature]
(Notary Public for Oregon)
My commission expires 4/2/2023

RECEIVED
JAN 05 2022
OWRD

RECEIVED

JAN 05 2022

OWRD

Exhibit "A"

PARCEL 1:

Lots 31, 32, 33, and 34, Block 18, in SECOND AMENDED PLAT OF FERN RIDGE, as platted and recorded in Book 6, Page 28, Lane County Oregon Plat Records, in Lane County, Oregon.

TOGETHER WITH those portions of vacated C Street, 9th Street and the alley in Block 18 inuring to said lots by operation of law under Ordinance No. 554, recorded July 9, 1959, Reception No. 1959-072675; Ordinance No. 559, recorded August 11, 1959, Reception No. 1959-075476 and Ordinance No. 569, recorded October 14, 1959, Reception No. 1959-080784, Lane County Oregon Deed Records, in Lane County, Oregon.

ALSO: All of Blocks 19, 20, 21, 28 and 29 in SECOND AMENDED PLAT OF FERN RIDGE, as platted and recorded in Book 6, Page 28, Lane County Oregon Plat Records, in Lane County, Oregon.

TOGETHER WITH those portions of vacated C, D, E and F Streets, 9th and 10th Streets and the alleys in Blocks 19, 20, 21, 28 and 29, inuring to said lots by operation of law under Ordinance 2157, recorded October 13, 1950, Reception No. B425 P121; Ordinance No. 2289, recorded June 15, 1956, Reception No. 1956-087494; Ordinance No. 554, recorded July 9, 1959, Reception No. 1959-072675; Ordinance No. 559, recorded August 11, 1959, Reception No. 1959-075476 and Ordinance No. 569, recorded October 14, 1959, Reception No. 1959-080784, Lane County Oregon Deed Records, in Lane County, Oregon.

PARCEL 2:

Beginning at the intersection of the South line of 8th Street and the East line of B Street in the SECOND AMENDED ADDITION TO FERN RIDGE, as platted and recorded in Book 6, Page 28, Lane County Oregon Plat Records, said point being the Northwest corner of vacated Block 30 of said Addition; run thence South 75 feet, along the East line of B Street, to the point of beginning; thence East 118.0 feet, parallel to the South line of said 8th Street; thence South 125 feet, parallel to the East line of B Street; thence West 118.0 feet to the East line of B Street; thence North 125 feet, along the East line of B Street, to the point of beginning, all in Lane County, Oregon, said property being Lots 17, 18, 19, 20, and 21, and the West one-half of the vacated alley adjoining, all in vacated Block 30 of the SECOND AMENDED ADDITION TO FERN RIDGE, in Lane County, Oregon.

PARCEL 3:

Lots 9, 10, 11, 12, 13, 14, 15 and 16, Block 30, SECOND AMENDED PLAT OF FERN RIDGE, as platted and recorded in Book 6, Page 28, Lane County Oregon Plat Records, in Lane County, Oregon.

TOGETHER WITH those portions of vacated A Street, 9th Street and the alley in Block 30, inuring to said lots by operation of law under Ordinance No. 2289, recorded June 15, 1956, Reception No. 1956-087494; Ordinance No. 559, recorded August 11, 1959, Reception No. 1959-075476 and Ordinance No. 569, recorded October 14, 1959, Reception No. 1959-080784, Lane County Oregon Deed Records, in Lane County, Oregon.

NOTICE TO WATER WELL CONTRACTOR

The original and first copy of this report are to be filed with the

STATE ENGINEER, SALEM, OREGON 97310 within 30 days from the date of well completion.

RECEIVED
STATE ENGINEER
SALEM, OREGON
1968

WATER WELL REPORT

STATE OF OREGON
(Please type or print)
(Do not write above this line)

RECEIVED
STATE ENGINEER
SALEM, OREGON
1968

State Well No. 17/5w-3
State Permit No. LANE

17/5w-3
LANE
12757

(1) OWNER:

Name Deekers Nursery
Address ALVADORE - ORE.

(2) TYPE OF WORK (check):

New Well Deepening Reconditioning Abandon

If abandonment, describe material and procedure in Item 12.

(3) TYPE OF WELL:

Rotary Driven
Cable Jetted
Dug Bored

(4) PROPOSED USE (check):

Domestic Industrial Municipal
Irrigation Test Well Other

CASING INSTALLED:

Threaded Welded

8" Diam. from 54 ft. to 77 ft. Gage
8" Diam. from 107 ft. to 114 ft. Gage .250
" Diam. from _____ ft. to _____ ft. Gage _____

PERFORATIONS:

Perforated? Yes No.

Type of perforator used Mills
Size of perforations 1/4 in. by 2 in.
350 perforations from 30 ft. to 114 ft.
_____ perforations from _____ ft. to _____ ft.
_____ perforations from _____ ft. to _____ ft.
_____ perforations from _____ ft. to _____ ft.
_____ perforations from _____ ft. to _____ ft.

(7) SCREENS:

Well screen installed? Yes No

Manufacturer's Name _____
Type _____ Model No. _____
Diam. _____ Slot size _____ Set from _____ ft. to _____ ft.
Diam. _____ Slot size _____ Set from _____ ft. to _____ ft.

(8) WATER LEVEL: Completed well.

Static level 3 ft. below land surface Date 2/14/68
Artesian pressure _____ lbs. per square inch Date _____

(9) WELL TESTS:

Drawdown is amount water level is lowered below static level

Was a pump test made? Yes No If yes, by whom?
1: 110 gal./min. with 85 ft. drawdown after 1 hrs.
" " " " " " " " " " " "

Bailer test _____ gal./min. with _____ ft. drawdown after _____ hrs.

Artesian flow _____ g.p.m. Date _____
Temperature of water _____ Was a chemical analysis made? Yes No

(10) CONSTRUCTION:

Well seal—Material used NOT Disturbed
Depth of seal _____ ft.
Diameter of well bore to bottom of seal _____ in.
Were any loose strata cemented off? Yes No Depth _____
Was a drive shoe used? Yes No
Did any strata contain unusable water? Yes No
Type of water? _____ depth of strata _____
Method of sealing strata off _____
Was well gravel packed? Yes No Size of gravel: _____
Gravel placed from _____ ft. to _____ ft.

(11) LOCATION OF WELL:

County Lane Driller's well number _____
1/4 Section 3 T. 17S R. 5W W.M. 1
Bearing and distance from section or subdivision corner _____

(12) WELL LOG:

50 Diameter of well below casing 8
Depth drilled ~~114~~ ft. Depth of completed well 160 ft.

Formation: Describe color, texture, grain size and structure of materials; and show thickness and nature of each stratum and aquifer penetrated, with at least one entry for each change of formation. Report each change in position of Static Water Level as drilling proceeds. Note drilling rates.

MATERIAL	From	To	SWL
Started at 110			
Sand gravel clay	110	120	3'
Blue clay	120	170	
Drill gray clay	120	160	
re-perforated			
from 30 114			

RECEIVED
JAN 05 2022
OWRD

Work started 2/8 1968 Completed 2/14 1968
Date well drilling machine moved off of well 2/15 1968

Drilling Machine Operator's Certification:

This well was constructed under my direct supervision. Materials used and information reported above are true to my best knowledge and belief.

[Signed] O. D. John Date 2/15, 1968
(Drilling Machine Operator)

Drilling Machine Operator's License No. 24

Water Well Contractor's Certification:

This well was drilled under my jurisdiction and this report is true to the best of my knowledge and belief.

NAME W.W. DRILLING
(Person, firm or corporation) (Type or print)

Address 2320 MAIN - Spfld, ORE

[Signed] Walt Wilson
(Water Well Contractor)

Contractor's License No. 268 Date Feb 27, 1968

RECEIVED
JUL 31 1958

**WATER WELL REPORT
STATE OF OREGON**

State Well No. **17/SW-3A**
State Permit No. **LANE 12773**

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

(1) **OWNER:**
Name **Gillette Nursery**
Address **Alvador, Oregon**

(2) **LOCATION OF WELL:**
County **LANE** 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.

<p>PROPOSED USE (check): Domestic <input type="checkbox"/> Industrial <input checked="" type="checkbox"/> Municipal <input type="checkbox"/> Irrigation <input type="checkbox"/> Test Well <input type="checkbox"/> Other <input type="checkbox"/></p>	<p>(5) TYPE OF WELL: Rotary <input type="checkbox"/> Driven <input type="checkbox"/> Cable <input checked="" type="checkbox"/> Jetted <input type="checkbox"/> Dug <input type="checkbox"/> Bored <input type="checkbox"/></p>
---	---

(6) **CASING INSTALLED:** Threaded Welded
5" Diam. from 0' ft. to 77' ft. Gage 11#
" Diam. from . ft. to . ft. Gage .
" Diam. from . ft. to . ft. Gage .

(7) **PERFORATIONS:** Perforated? Yes No
Type of perforator used **Torch**
SIZE of perforations **5/16** in. by **4** in.
Torch perforations from **60** ft. to **75** ft.
perforations from . ft. to . ft.
perforations from . ft. to . ft.
perforations from . ft. to . ft.
perforations from . ft. to . ft.

(8) **SCREENS:** Well screen installed Yes No
Manufacturer's Name
Type . Model No. .
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? . ft.
Material used in seal—
Did any strata contain unusable water? Yes No
Type of water? Depth of strata
Method of sealing strata off

(10) **WATER LEVELS:**
Static level **12** ft. below land surface Date **1952**
Artesian pressure lbs. per square inch Date

Log Accepted by:
[Signed] **C.R. Gillette** Date **7-29**, 19**58**
(Owner)

7-29 58

(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.
" " " " "
" " " " "
Bailer test **20** gal./min. with **48** ft. drawdown after **2** hrs.
Artesian flow g.p.m. Date
Temperature of water Was a chemical analysis made? Yes No

(12) **WELL LOG:** Diameter of well **5** inches.
Depth drilled **77** ft. Depth of completed well **77** 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
Top Soil	0	7
Sand and Gravel- Mixed with Clay	7	65
Black Water Sand	65	77

Work started 19 . Completed 19 .

(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 (Person, firm, or corporation) (Type or print)
Address
Driller's well number
[Signed] (Well Driller)
License No. Date , 19

RECEIVED
JAN 05 2022
OWRD

RECEIVED

JAN 05 2022

OWRD

GILLETTE NURSERY
ALVADORE, OREGON

LOCATION OF THESE WELLS

NE. CORNER OF LOT. 21, BLOCK 29
SECOND AMENDED PLAT OF FERN RIDGE.

Alvadore

RECEIVED
JUL 31 1958

STATE ENGINEER
SALEM, OREGON

17/5W- 3A

RECEIVED

JAN 05 2022

OWRD

This page left intentionally blank.

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

RECEIVED

JAN 05 2022

OWRD

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: **\$ 3,820**
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 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)

RECEIVED

JAN 05 2022

OWRD

Water-Use Permit Application Processing

1. Completeness Determination

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

2. Initial Review

The Department reviews the application to determine whether water is available during the period requested, whether the proposed use is restricted or limited by rule or statute, and whether other issues may preclude approval of or restrict the proposed use. An Initial Review (IR) containing preliminary determinations is mailed to the applicant. The applicant has 14 days from the mailing date to withdraw the application from further processing and receive a refund of all fees paid minus \$310. The applicant may put the application on hold for up to 180 days and may request additional time if necessary.

3. Public Notice

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

4. Proposed Final Order Issued

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

5. Public Notice

Within 7 days of issuing the PFO, the Department gives public notice in the weekly notice. Notice includes information about the application and the PFO. Protest must be received by the Department within 45 days after publication of the PFO in the weekly notice. Anyone may file a protest. The protest filing fee is \$480.00 for the applicant and \$950.00 for non-applicants. Protests are filed on approximately 10 percent of Proposed Final Orders. If a protest is filed the Department will attempt to settle the protest but will schedule a contested case hearing if necessary.

6. Final Order Issued

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

Oregon Water Resources Department
Groundwater Application

🏠 Main

🔍 Help

⏪ Return

📞 Contact Us

Today's Date: Monday, November 29, 2021

Base Application Fee.		\$1,570.00
Number of proposed cubic feet per second (cfs) to be appropriated. (1 cfs = 448.83 gallons per minute)	.2	\$410.00
Number of proposed Use's for the appropriated water. (i.e. Irrigation, Supplemental Irrigation, Pond Maintenance, Industrial, Commercial, etc) *	1	
Number of proposed groundwater points of appropriation. (i.e. number of wells) (include all injection wells, if applicable) **	4	\$1,230.00
	Subtotal:	\$3,210.00
Permit Recording Fee. ***		\$610.00
* the 1st Water Use is included in the base cost. ** the 1st groundwater point of appropriation is included in the base cost. *** the Permit Recording Fee is not required when the application is submitted but, must be paid before a permit will be issued. It is fully refundable if a permit is not issued. If the recording fee is not paid prior to issuance of the Final Order, permit issuance will be delayed.	Recalculate	
Estimated cost of Permit Application		\$3,820.00

RECEIVED

JAN 05 2022

OWRD