## 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	INFORMATIO	N AND SIGNATURE
--	------------	-----------	------------	-----------------

				PHONE (HM)		
TUAN TIET	NAME TUAN TIET					
PHONE (WK)	T	CELL		FAX		
(415) 602-8545						
ADDRESS						
29985 S. Sprague Rd				RECEIVED		
CITY	STAT	E ZIP	E-MAIL*			
Molalla	OR	97038	TVTIET@YAHOO.COM	FEB 2 5 2022		
rganization						
NAME			PHONE	FAX OWRD		
ADDRESS				CEIL		
CITY	STAT	E ZIP	E-MAIL*			
gent – The agent is authorized	to represent the	applicant in a	Il matters relating to this a			
AGENT / BUSINESS NAME			PHONE	FAX		
DOANN HAMILTON / PACIFIC HYDRO	-GEOLOGY, INC.		(503) 632-5016	(503) 632-5983		
ADDRESS	_			CELL		
18487 S. VALLEY VISTA RD				(5 <mark>03) 349-6946</mark>		
CITY	STA	TE ZIP	E-MAIL*			
Mulino	OR	97042				
			PHGDMH@GMAIL.COM  correspondence from the	Department electronically. (Paper		
y my signature below I confi I am asking to use water Evaluation of this application of the same of	firm that I under a specifically as detailed until the Water at a permit be issuithis application denot waste water.	to receive all will also be not escribed in this ed on informat Resources Dued before be oes not guara ecording to the ocal compreh	correspondence from the nailed.)  s application. tion provided in the application provided in the application of any application of the permit, the permit of the permit, the pensive land-use plans.	ation. y proposed well, unless the use is d.		
By providing an e-mail address opies of the proposed and final by my signature below I confidence is a masking to use water in the example of	irm that I under a specifically as detailed will be base ally until the Water at a permit be issued this application do not waste water. Water use is not accompatible with lessues a permit, I sentitled.	to receive all will also be not stand: escribed in this approximately the control of the control	correspondence from the nailed.)  s application. tion provided in the application provided in the application of any of the permit will be issued the terms of the permit, the pensive land-use plans.  stop using water to allow s	ation.  y proposed well, unless the use is d.  permit can be cancelled.  enior water-right holders to get		

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For Department Use: App. Number:

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Applicant 2 management of the Date of the

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#### SECTION 2: PROPERTY OWNERSHIP

Please indicate if you own all the lands associated with the project from which the water	r is to be diverted,
conveyed, and used.	RECEIVED
YES, there are no encumbrances.	FEB <b>2</b> 5 2022
YES, the land is encumbered by easements, rights of way, roads or other encumbrate	nces.
NO, I have a recorded easement or written authorization permitting access.	OWRD
NO, I do not currently have written authorization or easement permitting access.	
NO, written authorization or an easement is not necessary, because the only affect state-owned submersible lands, and this application is for irrigation and/or domest	
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 the applicant and that are crossed by the proposed ditch, canal or other work, even if the written authorization or an easement from the owner. (Attach additional sheets if necessary)	ne applicant has obtained
Molalla Poultry President: Tuan Tiet	
50 H Ln	
Novato, CA 94945	
Legal Description: You must provide the legal description of: 1. The property from whi	ch the water is to be

#### **SECTION 3: WELL DEVELOPMENT**

water is to be used as depicted on the map.

		IF LESS	THAN 1 MILI	:
WELL NO.	NAME OF NEAREST SURFACE WATER	DISTANCE TO NEAREST SURFACE WATER	THE RESERVE AND DESCRIPTION OF STREET	N CHANGE BETWEEN SURFACE WATER AND WELL HEAD
WELL 1	UNNAMED STREAM TO THE SW	APPROXIMATELY 925 FEET	APPROXIMA	TELY 5 FEET
WELL 2	UNNAMED STREAM TO THE SW	APPROXIMATELY 1,350 FEET	APPROXIMA	TELY 5 FEET
-	-			
			-	

diverted, 2. Any property crossed by the proposed ditch, canal or other work, and 3. Any property on which the

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 specifications provided in the table below are estimates and subject to change based on actual conditions encountered in the field. The objective will be to construct the well to develop water from the alluvial aquifer.

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#### **SECTION 3: WELL DEVELOPMENT, continued**

**Total maximum rate requested:** 0.577 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.

										PR	OPOSED L	JSE	
OWNER'S WELL NAME OR NO.	PROPOSED	EXISTING	WELL ID (WELL TAG) NO.* OR WELL LOG ID**	FLOWING	CASING DIAMETER	CASING INTERVALS (IN FEET)	PERFORATED OR SCREENED INTERVALS (IN FEET)	SEAL INTERVALS (IN FEET)	MOST RECENT STATIC WATER LEVEL & DATE (IN FEET)	SOURCE AQUIFER***	TOTAL WELL DEPTH	WELL- SPECIFIC RATE (GPM)	ANNUAL VOLUME (ACRE-FEET)
WELL 1	$\boxtimes$		NA		8 INCH	300	TBD	170	NA	ALLUVIUM	300		
WELL 2	$\boxtimes$		NA		8 INCH	300	TBD	170	NA	ALLUVIUM	300		
										TOTAL:		258.9 GPM	87.5 AF

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

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<sup>\*\*</sup> 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.

<sup>\*\*\*</sup> 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.

have the potential for substantial interference with nearby surface waters.	
To answer the following questions, use the map provided in <u>Attachment 3</u> or the link be whether the proposed point of appropriation (POA) is located in an area where the Upp Columbia, and/or the Statewide public interest rules apply.	
For more detailed information, click on the following link and enter the TRSQQ or the L click on "Submit" to retrieve a report that will show which section, if any, of the rules a <a href="https://apps.wrd.state.or.us/apps/misc/lkp">https://apps.wrd.state.or.us/apps/misc/lkp</a> trsqq features/	
If you need help to determine in which area the proposed POA is located, please call that (503) 986-0801.	e customer service desk
Upper Columbia - OAR 690-033-0115 thru -0130  Is the well or proposed well located in an area where the Upper Columbia Rules apply?	FEB <b>2 5 2022</b>
Yes No	OWRD
If yes, you are notified that the Water Resources Department will consult with numerous and tribal governmental entities so it may determine whether the proposed use is considered Basin Fish and Wildlife Program" adopted by the Northwest Power Planning Courprotection and recovery of listed fish species. The application may be denied, heavily cappropriate, mitigation for impacts may be needed to obtain approval for the proposed	istent with the "Columbia cil in 1994 for the onditioned, or if
If yes, and if the Department determines that proposed groundwater use has the pot interference with nearby surface waters:	ential for substantial
<ul> <li>I understand that the permit, if issued, will not allow use during the time period</li> <li>30, except as provided in OAR 690-033-0140.</li> </ul>	d April 15 to September
<ul> <li>I understand that the Department of Environmental Quality will review my app the proposed use complies with existing state and federal water quality standa</li> </ul>	
<ul> <li>I understand that I will install and maintain water use measurement and record by the Water Resources Department, and comply with recording and reporting requirements.</li> </ul>	
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 sul with nearby surface waters you are notified that the Water Resources Department wi	

For Department Use: App. Number: \_

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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.

and the second property of the second propert	
If yes, you will be required to provide the following information, if applicable.	
Yes No The proposed use is for more than <b>one</b> cubic foot per second (448.8 gp 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 euse:	efficient water
NA Statewide - OAR 690-033-0330 thru -0340	RECEIVED
Is the well or proposed well located in an area where the Statewide rules apply?	FEB 2 5 2022

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**

For Department Use: App. Number:

SE .	PERIOD OF USE	ANNUAL	VOLUME (ACRE-FEET
sery	Year round		87.5 AF
cial use	Year round		
ciai asc	rearround		

For irrigation use only: Please indicate the number of p	ed (must match map).		
Primary: NA Acres	Supplemental: NA Acres	Nursery Use: 17.5 Ac	res
If you listed supplemental acres	primary water right(s):		
NA			
Indicate the maximum total nur	mber of acre-feet you expect to	use in an irrigation seas	on: 87.5 AF

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- If the use is municipal or quasi-municipal, attach Form M
- If the use is **domestic**, indicate the number of households: NA (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): NA

SE	CTION 6: WATER MANAGEMENT	RECEIVE
Α.	<b>Diversion and Conveyance</b> What equipment will you use to pump water from your well(s)?	FEB <b>2 5 202</b>
	Pump (give horsepower and type): Submersible HP - TBD  Other means (describe):	OWRD
	Provide a description of the proposed means of diversion, construction, and operations and conveyance of water.  Water will be pumped from the well to buried mainlines supplying nursery operations.	
В.	Application Method  What equipment and method of application will be used? (e.g., drip, wheel line, high action additional sheets if necessary)  Drip, high pressure sprinklers, and/or low pressure sprinklers.	h-pressure sprinkler)

#### 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).

A variety of nursery stock will be irrigated, which may require a variety of water application methods. Drip or other low-use irrigation methods such as spray sticks will be used whenever possible. High pressure sprinklers will only be used when no other method is feasible.

#### **SECTION 7: PROJECT SCHEDULE**

- a) Date construction will begin: Within three years after the permit is issued
- b) Date construction will be completed: Within five years after the permit has been issued
- c) Date beneficial water use will begin: Within five years after the permit has been issued

#### **SECTION 8: RESOURCE PROTECTION**

For Department Use: App. Number:

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.

$\boxtimes$	Water quality will be protected by preventing erosion and run-off of waste or cher	nical products.
	Describe: Water will be applied at the appropriate rate and duration to avoid exce	s watering
$\boxtimes$	Excavation or clearing of banks will be kept to a minimum to protect riparian or str	eamside areas.
	Note: If disturbed area is greater than one acre, applicant should contact the Oreg	on Department of
	Environmental Quality to determine if a 1200C permit is required.	
	Describe planned actions and additional permits required for project implementat	on:

There are no streams located near the proposed well therefore, no banks will need clearing.	ring ground disturbance;	
Other state and federal permits or contracts required List: NA	er right permit is granted:	
SECTION 9: WITHIN A DISTRICT		
Check here if the point of appropriation (POA) or place irrigation or other water district.	ce of use (POU) are located w	ithin or served by an
Irrigation District Name	Address	RECEIVE
NA City	State	FEB 2 5 2022
		OWRD
SECTION 10: REMARKS		
Use this space to clarify any information you have provio necessary).	led in the application (attach	additional sheets if
We previously applied for groundwater Application G-16	728 and received Permit G-1	207, but we were unable
to financially afford installing any of the proposed wells.		
16207, we are re-applying for a new groundwater appliconce the new permit has been issued. The requested rate		
once the new permit has been issued. The requested ra	te of 0.3// cls is the sulfi of the	ie rate for flursery use

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

(0.438 cfs) and the rate for commercial use (0.139 cfs).

# Land Use Information Form

Resources Department.



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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AME									(HM)	014/
UAN TIET									829-6666	OWI
HONE (WK)	, ,					FAX				
415) 602-8 DDRESS	3545									
9985 S. SP	RAGUE RD							4		
ITY				STATE	ZIP	E-MAIL*				
MOLALLA				OR	97038	TVTIRT@Y	AHOO.COM			
Please inc	ed), and/d	ollowing ir or used or	developed.	Applicants	for munic	ipal use, or	be diverted (t r irrigation us nformation re	es within irr	igation distri	
Township	Range	Section	% %	Tax Lot #	Plan Design	nation (e.g.,	mormacion	Water to be:		Proposed
45	2E	33		1500	Rural Resid	ential/RR-5)	<b>⊠</b> Diverted	Conveyed     Conveyed	d 🔯 Used	NU & CM
45	2E	33		1600	EFU		☐ Diverted	☑ Conveye		NU & CM
							Diverted	Conveye		
							Diverted	Conveye	_	
Clackama B. Descri Type of ap	ption of I	Proposed to be filed tore Water	Use with the W Wate	ater Resou r Right Tran	irces Depai	rtment:	yed, and/or u mit Amendmei hange of Wate	nt or Ground		ation Modificati
Source of	water:	Reservoir	Pond 🗵	Groundwa	ater	_	Water (name)			
	quantity	of water n	eeded: <u>0.577</u>			Cubic fee	et per second	gallons p	er minute	acre-fee
Estimated	use of wat	er:   Irri	igation unicipal	Comme	ercial Municipal	☐ Indust		Domestic fo	or house	ehold(s)
Intended of										
Intended of		r permit f	or nursery	stock an	d comme	rcial use o	of water to o	ool chicke	n houses.	200

Land Use Information Form Page 3 of 3

### For Local Government Use Only

The following section must be completed by a planning official from each county and city listed unless the project will be located entirely within the city limits. In that case, only the city planning agency must complete this form. This deals on the city planning agency must complete this form. This deals on the city planning agency must complete this form. This deals on the city planning agency must complete this form. This deals on the city planning agency must complete this form. This deals on the city planning agency must complete this form. This deals on the city planning agency must complete this form. This deals on the city planning agency must complete this form. This deals on the city planning agency must complete this form. This deals on the city planning agency must complete this form. This deals on the city planning agency must complete this form. This deals on the city planning agency must complete this form. This deals on the city planning agency must complete this form. This deals on the city planning agency must complete this form. This deals on the city planning agency must complete this form. This deals on the city planning agency must complete this form.

Please check the appropriate box below ar	nd provide the requested informa	tion	F	EB 2 5 2022		
Land uses to be served by the proposed water regulated by your comprehensive plan. Cite and uses to be served by the proposed water approvals as listed in the table below. (Please already been obtained. Record of Action/lan	applicable ordinance section(s): ZC er uses (including proposed constructi e attach documentation of applicable	on) involve of land use app	discretionary land use provals which have	OWRD		
Type of Land Use Approval Needed (e.g., plan amendments, rezones,	Type of Land Use Approval Needed Cite Most Significant, Applicable Plan					
conditional-use permits, etc.)	Policies & Ordinance Section References	Obtained Denled	☐ Being Pursued ☐ Not Being Pursued			
		Obtained Denied	☐ Being Pursued ☐ Not Being Pursued			
	,	Obtained Denled	☐ Being Pursued ☐ Not Being Pursued			
		Obtained Denied	☐ Being Pursued ☐ Not Being Pursued			
		☐ Obtained ☐ Denled	☐ Being Pursued ☐ Not Being Pursued			
Local governments are invited to express special Department regarding this proposed use of water		endations to	the Water Resources			
Nursery is Per	itted use					
SIGNATURE BEN BLEE  SIGNATURE BOUERNMENT ENTITY Clackar	55, 159 PHONE: 503 742 0	DATE:	Planner 2-22-20	22		
Note to local government representative: Please If you sign the receipt, you will have 30 days from Land Use Information Form or WRD may presum local comprehensive plans.	se complete this form or sign the rece in the Water Resources Department's	notice date	to return the complete	d with		
Receipt for	Request for Land Use Informat	ion				
Applicant name:						
City or County:	Staff contact:					
Signature:	Phone:	Dat	e:			

Land Use Information Form Page 3 of 3

FEB 2 5 2022

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#### **EXHIBIT A**

Molalla Poultry RE Term 2016
CONSTRUCTION DEED OF TRUST, ASSIGNMENT OF RENTS AND SECURITY AGREEMENT

#### Legal Description of Real Estate

Clackamas County, Oregon

The Land referred to herein below is situated in the County of Clackamas, State of Oregon, and is described as follows:

PART OF THE WILLISTON D. WOODCOCK AND WIFE DONATION LAND CLAIM NO. 43 IN SECTIONS 33 AND 32.

TOWNSHIP 4 SOUTH, RANGE 2 EAST, WILLAMETTE MERIDIAN, AND NO. 38, IN SECTIONS 4 AND 5, TOWNSHIP 5

SOUTH, RANGE 2 EAST, OF THE WILLAMETTE MERIDIAN, IN THE COUNTY OF CLACKAMAS AND STATE OF OREGON,

DESCRIBED AS FOLLOWS:

BEGINNING AT THE WESTERLY CORNER OF THE T.N. JACKSON DONATION LAND CLAIM IN TOWNSHIP 5 SOUTH,

RANGE 2 EAST, OF THE WILLAMETTE MERIDIAN; THENCE NORTH 48° 15' EAST TRACING NORTHWEST LINE OF SAID

JACKSON CLAIM 35 CHAINS TO THE SOUTHEAST CORNER OF WILLIAM RUSSEL DONATION LAND CLAIM; THENCE

NORTH 40° WEST TRACING SOUTHWEST LINE OF THE WILLIAM RUSSEL DONATION LAND CLAIM 25.25 CHAINS:

THENCE SOUTH 6° WEST 43.74 CHAINS TO THE PLACE OF BEGINNING.

ALSO THE FOLLOWING:

COMMENCING AT THE CORNER BETWEEN THE DONATION LAND CLAIM OF W.D. WOODCOCK AND THOMAS JACKSON

IN SECTION 4, TOWNSHIP 5 SOUTH, RANGE 2 EAST, WILLAMETTE MERIDIAN; THENCE NORTH 6° EAST 18.48 CHAINS;

THENCE SOUTH 85° WEST 27 1/2 RODS TO THE MOLALLA AND OREGON CITY ROAD; THENCE IN A SOUTHERLY

DIRECTION ALONG SAID ROAD TO THE PLACE OF BEGINNING.

NOTE: THIS LEGAL DESCRIPTION WAS CREATED PRIOR TO JANUARY 1, 2008.

## **Minimum Requirements Checklist**

Minimum Requirements (OAR 690-310-0040, OAR 690-310-0050 & OR\$ 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.

X	SECTION		RECEIVED						
	SECTION SECTION	* · · · · · · · · · · · · · · · · · · ·	FEB <b>2 5</b> 2022						
X	SECTION	100000 1000 40 1000 00 1000 00 1000 00 1000 00 00 00							
$\boxtimes$	SECTION		OWRD						
$\boxtimes$	SECTION	Solder Solder State Control of the Solder Solder State Control of the Solder So	0,,,,						
X	SECTION								
X									
$\square$	SECTION SECTION								
	SECTION	10. Remarks							
Inc	lude the fo	llowing additional items:							
$\boxtimes$	Land Use	Information Form with approval and signature of local planning departme	nt (must be an original)						
	or signed	receipt.							
$\times$	Provide tl	ne legal description of: (1) the property from which the water is to be dive	rted, (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.							
$\times$		ount enclosed: <u>\$ 2,800</u>							
	See the D	epartment's Fee Schedule at <u>www.oregon.gov/owrd</u> or call (503) 986-090	<b>0</b> .						
$\boxtimes$	Map that	includes the following items:							
	$\boxtimes$	Permanent quality and drawn in ink							
	$\boxtimes$	Even map scale not less than 4" = 1 mile (example: 1" = 400 ft, 1" = 1320 ft	f <mark>t</mark> , etc.)						
	$\boxtimes$	North Directional Symbol							
	$\boxtimes$	Township, Range, Section, Quarter/Quarter, Tax Lots							
	$\boxtimes$	Reference corner on map							
	$\boxtimes$	Location of each diversion, by reference to a recognized public land surve	y corner (distances						
		north/south and east/west)							
	$\boxtimes$	Indicate the area of use by Quarter/Quarter and tax lot identified clearly.							
	$\boxtimes$	Number of acres per Quarter/Quarter and hatching to indicate area of us supplemental irrigation, or nursery	e if for primary irrigation,						
		Location of main canals, ditches, pipelines or flumes (if well is outside of t	the area of use)						

# FEB 2 5 2022 OWRD

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