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**Water Rights Certificates (C), Permits (P), Applications (A), Orders (O) & Well Logs (WL)**  
**Appendix E**

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Watershed West (Lower) Springs

## Water Rights Certificate & Order of Determination

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STATE OF OREGON

COUNTY OF YAMHILL

CERTIFICATE OF WATER RIGHT

This Is to Certify, That CITY OF DAYTON

of P.O. Box 338, Dayton State of Oregon 97114, has a right to the use of the waters of west spring area

a tributary of Miller Creek for the purpose of municipal use in and around the City of Dayton

and that said right has been confirmed by decree of the Circuit Court of the State of Oregon for Yamhill County, and the said decree entered of record at Salem, in the Order Record of the WATER RESOURCES DIRECTOR, in Volume 18, at page 262; that the priority of the right thereby confirmed dates from February 16, 1904

that the amount of water to which such right is entitled, for the purposes aforesaid, is limited to an amount actually beneficially used for said purposes, and shall not exceed 0.11 cubic foot per second.

The point of diversion is located in the SW 1/4 NE 1/4, Section 4, Township 4 South, Range 3 West, Willamette Meridian, being 450 feet north and 270 feet west from the SE corner of the SW 1/4 NE 1/4 Section 4.

A description of the place of use under the right, and to which such right is appurtenant, is as follows:

SW 1/4 NE 1/4	S 1/2 NE 1/4
S 1/2 NW 1/4	N 1/2 SE 1/4
SE 1/4 SW 1/4	Section 18
NW 1/4 SE 1/4	NW 1/4 NE 1/4
Section 9	N 1/2 NW 1/4
SW 1/4 NW 1/4	Section 20
SW 1/4	N 1/2 NW 1/4
Section 16	Section 21
S 1/2 NE 1/4	T. 4 S., R. 3 W., W. M.
S 1/2 NW 1/4	
S 1/2	
Section 17	
T. 4 S., R. 3 W., W.M.	

And said right shall be subject to all other conditions and limitations contained in said decree. The right to the use of the water for the purposes aforesaid is restricted to the lands or place of use herein described.

WITNESS the signature of the Water Resources Director, affixed

this date September 30, 19 80.

[Signature]
DEPUTY Water Resources Director

Recorded in State Record of Water Right Certificates, Volume 43, page 49586

West Springs

BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

Yamhill County

OCT 1979

IN THE MATTER OF THE DETERMINATION OF )  
THE RELATIVE RIGHTS TO THE USE OF THE )  
WATERS OF YAMHILL RIVER AND ITS )  
TRIBUTARIES, YAMHILL AND OTHER COUNTIES )

FINDINGS OF FACT  
AND  
ORDER OF DETERMINATION

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Now at this time the above-entitled matter coming on for consideration by the State Engineer (now Water Resources Director), and it appearing that all evidence and testimony have been taken in the above-entitled proceeding, and the State Engineer (now Water Resources Director) having carefully considered all such evidence and testimony and the engineering data and information gathered in accordance with law, and being fully advised in the premises, makes and orders to be entered of record in his office the following:

FINDINGS OF FACT AND ORDER OF DETERMINATION

The watershed of the Yamhill River and its tributaries is a basin comprising the northern third of Polk County, most of Yamhill County, and small portions of Lincoln, Tillamook and Washington Counties. It is bounded on the west by the Coast Range, on the east by the Willamette River and several small streams, on the north by the Tualatin River Basin, and on the south by the watershed of Rickreall Creek.

The Yamhill River, a major tributary of the Willamette River, has its beginning by the confluence of the North and South Yamhill Rivers near the center of Section 14, Township 4 South, Range 4 West, W.M., about one mile east of the City of McMinnville and meanders generally in an easterly direction for eleven miles to its confluence with the Willamette River in Section 13, Township 4 South, Range 3 West, W.M.

The Yamhill River Basin has a drainage area of 769 square miles and comprises 6.7 per cent of the Willamette Basin.

The North Yamhill River, having a drainage area of 177 square miles, makes up the most northerly one-quarter of the basin. The North Yamhill River has its origin in Section 21, Township 2 South, Range 6 West, on the northwest slopes of Trask Mountain with an elevation of 3,423 feet; thence flowing easterly 12 miles to the community of Pike, thence turning in a southeasterly direction to its confluence with the South Yamhill River. Panther Creek is the major tributary with an area of approximately 68 square miles.

The South Yamhill River is formed by the confluence of Pierce Creek and Kitten Creek near the center of Section 30, Township 5 South, Range 8 West, W.M. The river flows in an easterly direction 32 miles through the cities of Willamina and Sheridan, thence in a northeasterly direction for 30 miles to its confluence with the North Yamhill River.

EXCERPT

The major tributaries of the South Yamhill River, in order of their confluence, in upstream order, are Salt Creek, Deer Creek, Mill Creek, and Willamina Creek.

The Yamhill River is a perennial stream with its runoff derived principally from precipitation in the form of rain. Some snowmelt may occur at any time during the winter but the Coast Range does not normally develop a snowpack to sustain flows.

-1-

That on the 28th day of August, 1974, there were filed with the State Engineer (now Water Resources Director) petitions for the determination of the water rights to the use of the waters of the Yamhill River and its tributaries, signed by Clifford E. Gardner and Rhoda Benson, users of said stream, petitioners praying that a determination of the relative rights of the various claimants to the use of the waters of said stream system be made by the State Engineer (now Water Resources Director) in accordance with the provision of the Oregon Water Rights Act.

That the State Engineer (now Water Resources Director) thereafter fixed a time for the making of the necessary surveys and examinations and the beginning of the taking of such testimony as would enable him to determine the relative rights of the various claimants to the use of the waters of the Yamhill River and its tributaries, as provided by law.

-2-

That a notice was prepared by the State Engineer (now Water Resources Director) setting forth the date on or about which the State Engineer (now Water Resources Director), or his assistants, would begin the investigation of the flow of water in the Yamhill River and its tributaries, and the existing works for the utilization of the waters thereof, said notice was published in two issues of the News-Register, a newspaper printed and published twice each week at McMinnville, Yamhill County, Oregon, and of general circulation in Yamhill County; and in the Polk County Itemizer-Observer, a newspaper printed and published weekly at Dallas, Polk County, Oregon, and of general circulation in Polk County; and in one issue of The Sheridan Sun, a newspaper printed and published weekly in Sheridan, Yamhill County, Oregon, and of general circulation in Yamhill and Polk Counties; said two issues of News-Register and Polk County Itemizer-Observer newspapers being those of March 19 and 26, 1975, and one issue of The Sheridan Sun newspaper being March 20, 1975, the date of the last publication being more than ten days prior to the date fixed for the beginning of taking of measurements and the collection of other data relating to said stream system by the State Engineer (now Water Resources Director), as provided by law.

That the State Engineer (now Water Resources Director) did send by certified mail to each person, firm or corporation, owning or being in possession of lands in, or bordering on or having access to said stream or any of its tributaries, in so far as said claimants and owners and persons in possession could reasonably be ascertained, a notice similar to such published notice as described in Finding 2, and included therewith an explanatory statement and blank form upon which the claimant or owner could prepare in writing his notice of intention to file a statement and proof of claim of his right to the use of the waters of the Yamhill River and its tributaries, if any he had.

That the following named persons, firms or corporations were duly notified of the proceeding by certified mail, as provided by law, of the commencing of the investigations by the State Engineer (now Water Resources Director), or his duly authorized assistants, and were furnished an explanatory statement and pamphlet of information and a form upon which to declare their notice of intention to file a claim to the use of the waters of said Yamhill River and its tributaries:

A. F. & A. M., JACOB MAYER LODGE #108	Dayton, Oregon 97114
A. F. & A. M., JOPPA LODGE #151	Lafayette, Oregon 97127
A. F. & A. M., SHERIDAN LODGE #64	% C. W. Wright, Trustee, 213 S.E. Harney Sheridan, Oregon 97378
A. F. & A. M., UNION LODGE #43	McMinnville, Oregon 97128
AARON, G. H. & R. B.	Box 211, Sheridan, Oregon 97378
AARON, George H. & Ruth B.; AARON, James N. & Janice J.	509 N.E. Sherman, Sheridan, Oregon 97378
AASBY, George H. & Betty	% Portland Federal Savings & Loan #12-25565 444 S.W. 5th Avenue, Portland, Oregon 97204
ABBL, Edward & Rachel	Route 3, Box 394, McMinnville, Oregon 97128
ABBOTT, Loyal Lee & H. Jeanne	Route 1, Box 232, Sheridan, Oregon 97378
ABBOTT, Loyd L. & Barbara E.	% Verne R. & Ethel I. Abbott (L-Est), Route 1, Box 225-A, Sheridan, Oregon 97378
ABBOTT, Verne R. & Ethel I. (L-Est)	Route 1, Box 226-A, Sheridan, Oregon 97378
ABBOTT, Victor H. & Ruth	Route 2, Box 164, Sheridan, Oregon 97378
ABDERHALDEN, Emma Jean	% Clarence D. Blanchard (L-Est), Route 1, Box 87 Aurora, Oregon 97002
ABDILL, Agnes	Route 2, Box 292, Dayton, Oregon 97114
ABEL, Forrest & Edith	Route 1, Willamina, Oregon 97396
ABEL, J. Warren & Shirlijeanne	3540 N. Arlington Place, Portland, Oregon 97217
ABIQUA COMPANY	% S. M. Roberts Jr., P. O. Box 3101, Portland, Oregon 97208
ABRAHAMSON, Helen M.	Route 1, Box 729-B, Salem, Oregon 97304
ABRAMS, Maralyn	Route 2, McMinnville, Oregon 97128
ABRAMS, Robert & Maralynn	Route 2, Box 221, McMinnville, Oregon 97128
ABSHIRE, Donald James	7910 Thomle Rd., Stanwood, Washington 98292
ACAMPORA, Maurice J. & M. S.	1331 Barnard Drive, Las Vegas, Nevada 89102
ACEVEDO, Richard & Cheryl	21030 Cienega, Covina, California 91722
ACKOM, Fredrick E. & Tomy	Route 1, Box 252, Rickreall, Oregon 97371
ACORD, Donald L. & Helen	Route 2, Box 159A, McMinnville, Oregon 97128
ACTOR, C. & M.; FAVERO, J. & C.	17898 SW Pilkington, Lake Oswego, Oregon 97034
ADAMS, Clarence E. & Doris Ann	Route 1, Box 72, Yamhill, Oregon 97148
ADAMS, Frances L. & Ruth E.	P. O. Box 654, Willamina, Oregon 97396
ADAMS, Hugh E. & Evelyn M.	P. O. Box 6, Salem, Oregon 97308
ADAMS, Laurel M. & Janet N.	1428 N. Evans St., McMinnville, Oregon 97128
ADAMS, M. L. & Edythe M.	206 Ford Street, McMinnville, Oregon 97128

DAUENHAUER, X. J. & Ida M.;  
 DAUENHAUER, Carl & Loris  
 DAVEY, Allen B. & Anne Marie  
 DAVIDSON, Arden D. & Bonnie  
 DAVIDSON, Dale B. & Linda  
 DAVIDSON, David E. & Cleata L.  
 DAVIDSON, Gene; DAVIDSON, C.  
 DAVIDSON, Gertrude Alice  
 DAVIDSON, Harry V. & Kathleen J.  
 DAVIDSON, Jack K. & Carole  
 DAVIDSON, Jean L.  
 DAVIDSON, Laura J.  
 DAVIDSON, Loran & Opal  
 DAVIDSON, Michael & Susan  
 DAVIS, Alvin C.

DAVIS, Arlyn W. & Frieda P.  
 DAVIS, Donald W. & Ruth M.  
 DAVIS, Ellen M.  
 DAVIS, Evan E. & Mary M.  
 DAVIS, Gene  
 DAVIS, Geraldine Frances

DAVIS, Glenn & Nadine  
 DAVIS, Harry I. & Margaret E.  
 DAVIS, James L. & Lillys  
 DAVIS, Michael P. & Laura M.  
 DAVIS, Mildred M.  
 DAVIS, Pearl E. & Harriett

DAVIS, Ray E. & Mary A.  
 DAVIS, Sanford E. & Alice M.  
 DAVIS, Stanley  
 DAVIS, Stanley & Viola E.  
 DAVIS, Thomas E. & Velda  
 DAVIS, Wanda Weston  
 DAVIS, William B.

DAVISON, Alpha L. & Mary E.  
 DAVISON, C. L.

DAVISON, Charles & Virginia  
 DAVISON, Dale A. & Deanna M.  
 DAVISON, Harley W. & M. E.  
 DAVISON, Ron C. & Linda L.  
 DAWSON, Harry F. & Joyce  
 DAWSON, J. W. & Martha

DAWSON, J. W. & Martha

DAWSON, John D. & G. M.  
 DAY, Clifford D. & Ellen R.  
 DAY, Earle F. & LaVern  
 DAY, L. B.

DAYTON, CITY OF  
 DAYTON RURAL FIRE PROTECTION DISTRICT  
 DAYTON SAND & GRAVEL CO.  
 DEAN, Riter H. & Lenabelle  
 DEARING, Augustus & Evelyn M.  
 DEBILZEN, William  
 DeBOW, Florence R.  
 DeBOW, Lloyd J. & Florence  
 DEBRICK, Otto H. & C. C.  
 DeBROECK, Justin B. & Janice A.  
 DECK, Stephen & Myna  
 DECK, Stephen S. & Myna I.  
 DECKER, Michael & Linda  
 DeCREVEL, Albert F. & Maybell V.  
 DeCREVEL, Roy A.  
 DeCREVEL, Roy A. & Carolyn P.  
 DEEDON, Henry S. & Inga

Route 1, Box 196, Dayton, Oregon 97114

Route 1, Box 294, Dallas, Oregon 97338  
 Route 1, Box 334, Willamina, Oregon 97396  
 Route 1, Box 300, Sheridan, Oregon 97378  
 Route 2, Box 20C, Yamhill, Oregon 97148  
 Route 1, Box 167, Grand Ronde, Oregon 97347  
 550 N.W. Evans, Sheridan, Oregon 97378  
 179 44th N.E., Salem, Oregon 97301  
 Route 2, Box 405, Gaston, Oregon 97119  
 Route 1, Box 243, Grand Ronde, Oregon 97347  
 Route 1, Box 291, Sheridan, Oregon 97378  
 P. O. Box 196, Grand Ronde, Oregon 97347  
 Route 2, McMinnville, Oregon 97128  
 % Eva Brown, Route 1, Box 131-AA,  
 McMinnville, Oregon 97128  
 Route 2, Box 228, Sheridan, Oregon 97378  
 Route 2, Box 118, Sheridan, Oregon 97378  
 Route 2, Box 133, Yamhill, Oregon 97148  
 554 S. Main, Willamina, Oregon 97396  
 P. O. Box 653, McMinnville, Oregon 97128  
 % Raymond C. & Barbara M. Kauer, Route 1,  
 Box 372, Amity, Oregon 97101  
 Route 1, Box 396-58, Amity, Oregon 97101  
 Route 1, Box 79, Sheridan, Oregon 97378  
 Route 2, Box 277A, Dayton, Oregon 97114  
 Route 1, Box 541B, Salem, Oregon 97301  
 8975 S.W. Burnham St., Tigard, Oregon 97223  
 % Willis L. Edwards, Box 24, Brookings,  
 Oregon 97415  
 Route 2, Box 156, McMinnville, Oregon 97128  
 641 W. 16th St., McMinnville, Oregon 97128  
 1504 Zinfandel, St. Helena, California 94574  
 1504 Zinfandel St., St. Helena, California 94574  
 16074 Gramercy, San Leandro, California 94578  
 14706 1067th Pl. SE, Renton, Washington 98055  
 11211 NE Weidler, Apt. 125, Portland,  
 Oregon 97220  
 Route 1, Box 275, Dallas, Oregon 97338  
 % Milton H. & Beth Buehler, Route 1, Box 295-6,  
 McMinnville, Oregon 97128  
 1227 Michelbook Ln., McMinnville, Oregon 97128  
 Route 1, Box 308½, Dallas, Oregon 97338  
 Route 1, Box 312, Dallas, Oregon 97338  
 Route 2, Box 218-R, McMinnville, Oregon 97128  
 Route 2, Box 302B, McMinnville, Oregon 97128  
 % William J. & Mary A. Mack, Route 2, Box 65A,  
 Dayton, Oregon 97114  
 % Jay & Debbra McCloud, Route 2, Box 437,  
 Gaston, Oregon 97119  
 Route 1, Box 650, Dallas, Oregon 97338  
 P. O. Box 48, Lafayette, Oregon 97127  
 Route 2, Box 105, Dayton, Oregon 97114  
 301 N. Beauregard St. Apt. 918, Alexandria,  
 Virginia 22313  
 Dayton, Oregon 97114  
 Dayton, Oregon 97114  
 P. O. Box 177, McMinnville, Oregon 97128  
 4567 14th Court S., Salem, Oregon 97302  
 Route 1, Box 215, Grand Ronde, Oregon 97347  
 3009 S.E. Woodward St., Portland, Oregon 97202  
 Box 311, Lafayette, Oregon 97127  
 P. O. Box 311, Lafayette, Oregon 97127  
 217 Water Street, Sheridan, Oregon 97378  
 Route 3, Box 90, Milton-Freewater, Oregon 97862  
 Route 2, Box 290, Sheridan, Oregon 97378  
 Route 2, Box 8, Sheridan, Oregon 97378  
 11490 S.W. 14th, Beaverton, Oregon 97005  
 Route 2, Box 35, Yamhill, Oregon 97148  
 Route 2, Box 36A, Yamhill, Oregon 97148  
 Route 2, Box 36A, Yamhill, Oregon 97148  
 Route 1, Box 512, Salem, Oregon 97304



That all of said certified notices, addressed as tabulated in the preceding finding, which addresses were secured from the records of the County Assessor and Tax Collector of the county in which the property is located, were apparently delivered to the addressee by the Post Office Department except those hereinafter tabulated, which were returned by the Post Office Department bearing a notation as to the reason for non-delivery as shown by the statement following the name, and three letters lost in the mail.

ABBOTT, Loyal Lee & H. Jeanne	Forward order expired
ABIQUA COMPANY	Addressee unknown
ACEVEDO, Richard & Cheryl	Moved, left no address
ADAMS, Clarence E. & Doris Ann	Unclaimed
ALEXANDER, David D.	Unclaimed - Forward expired
ALLEN, Glynn R. & Sandra L.	Not deliverable as addressed, unable to forward
ALLEN, Marvin M. & Jean	Addressee unknown
ALMOND, Glenn E. & Rachel M.	Unclaimed
AMELIA, Ethel Kondra	Authorized time for forwarding has expired
AMERSON, Shirley A.	Moved - left no forward
AMES, Francis H. & Laurel E.	Forwarding expired
ANDERSON, Darlene M.	Unclaimed
ANDERSON, Gary Ray & Nora Lu	Undeliverable as addressed, unable to forward
ANDERSON, George & Florence	Forward expired
ANDERSON, Robert C. & Joan M.	Not deliverable as addressed, unable to forward
ANDERSON, Violet L. Baker	Unclaimed
ARMOUR, Paul D. & Violet	Moved, not forwardable
ARMSTRONG, John A. & Betty T.	Not deliverable as addressed, unable to forward
ARNTT, Rodger J.	Unclaimed
ARTHUR, Fred & Bessie	Not deliverable as addressed, unable to forward
ASBJORNSEN, Willotta; HARRIS, Wilbur	Unclaimed
ASH, J. D.	Forward order expired
AVERY, Diamont B. & Anna; AVERY, Kenneth & Linda	Moved, not forwardable
BAILEY, Robert E. & Mary S.	Moved, not forwardable
BAKER, Carl D. & Sandra A.	Addressee unknown
BAKER, Darlene	Unclaimed
BAKER, Robert L. & Alice M.	Not deliverable as addressed, unable to forward
BALDWIN, Ersel E. & Lucille F.	Unclaimed
BALLER, Fred H. & Dorothy	Forward order expired
BANCROFT, Lewis & Janice	Not deliverable as addressed, unable to forward
BANISTER, Marjorie J.	Refused
BANKE, Walter C.	Forwarding expired
BARKER, Reed T. & Dorothy M.	Addressee unknown - No such number
BARKUS, Bertha & John A.	Unclaimed
BARNETT, Dick L. & Sharon	Unclaimed
BARNETT, Leon	Unclaimed
BARRETT, Ida M.	Unclaimed - Forward order expired
BARTHOLEMY, Paul; RASK, Lee; RASK, Gene; RASK, Ray	Moved, left no address
BEACHY, Stephen & Susan	Moved, not forwardable
BEARDSLEE, Margaret L.	Forward order expired
BEAVERS, Frances M.; HURFORD, Dennis, Debra, Denise & Dean	Unknown at address
BEELER, E. L. & C.	Unclaimed
BELTON, George H. & Gloria	Addressee unknown
BENNETT, Carl R. & Anita G.	Not deliverable as addressed, unable to forward
BENNETT, Edwin L. & Marvel	Addressee unknown
BENNETT, Lloyd C. & Joyce M.	Unclaimed
BENNETT, Paul or Beverly P.	Unclaimed - Unknown
BENNINK, Milton E. & Judith	Not deliverable as addressed, unable to forward
BENTZ, R.; CHRISMAN, E.	Unknown
BERGE, John	Unclaimed
BERKEY, Arlen E.	Unclaimed
BERNSTEIN, Ida	Moved, left no address
BERSHAW, Dennis J. & Christine	Unclaimed

WILCOX, J. L. & G. B.	Not deliverable as addressed, unable to forward
WILCOX, Michael Lee	Not deliverable as addressed, unable to forward
WILDMAN, W. O. & Frances	Unclaimed
WILLIAMS, David R.	Unclaimed
WILLIAMS, Harry J. & G. M.; WILLIAMS, Harry J. & Georgia M.; LOCKLEAR, John O. & Elsie W.	Refused
WILLIAMS, Marvin E.	Addressee unknown
WILLIAMS, Roy L. & Margaret M.	No record - Apparently lost in mail
WILLIAMS, Thomas C. & Laura S.	Undeliverable as addressed
WILLIAMSON, James A. & Shirley	Undeliverable as addressed
WILLIS, Frances W.	Not deliverable as addressed, unable to forward
WILSON, Daniel H. & Karen	No such box
WILSON, Eugene E. & Lenna J.	Unclaimed
WILSON, Roy & Aileen M.	Not in directory
WINTERS, Melvin L.	Authorized time for forwarding has expired
WOLF, Eugene J. & Dolly M.; WOLF, Joseph M. & Grace Kathryne	Not deliverable as addressed, unable to forward
WOLFF, Karl H. & Sandra C.	Not deliverable as addressed, unable to forward
WOOD, Eric	Undeliverable as addressed
WOOD, James M. & Irene M.	Unknown
WOODCOCK, Robert & Barbara	Unclaimed
WOODCOCK, Robert S. & Barbara	Moved, not forwardable
WOODS, Howard M. & Antoinelle L.	Unknown - Forward expired
WORTH, Elmer R. Sr. & Leona	Not deliverable as addressed, unable to forward
YAMHILL ELECTRIC CO.	Moved, not forwardable
YOKE, Lyle & Winifred	Addressee unknown
YORDON, Walter S. & Harriet	Not deliverable as addressed, unable to forward
YOUNG, Larry D. & Elizabeth J.	Not deliverable as addressed, unable to forward
YOUNG, Orval A. & Aldena C.	Not deliverable as addressed, unable to forward
YOUNG, Rochus & Thelma J.	Unclaimed
YOUNGKIN, Dennis R. & Sandra L.	Not deliverable as addressed, unable to forward
ZIMMERMAN, C. D. & LaVerne; HICKS, George Jr. & Elizabeth	Unknown
ZIMMERMAN, Leonard & Darleen	Unclaimed
ZOOK, Luke & Madrene	Moved, not forwardable

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That the foregoing list of names was again checked with the records, telephone directories and by personal contact with persons residing in the area; and a second attempt was made to give notice, by certified mail, to the following named persons at the addresses listed as follows:

BROWN, Thomas C. & Bobbie J.	Route 2, Box 69A, Odessa, Washington 99159
CURRIE, Robert R. & Orea J.	Route 2, Box 10, Yamhill, Oregon 97148
EDWARDS, Thomas W.	255 SW Harrison, Apt. GA-6, Portland, Oregon 97201
GRAY, Harry M. & Myona M.	1434 E. 10th, McMinnville, Oregon 97128
HILL, Melvin R. & J. Darlene	*Box 4657, Williams Lake, B. C. Canada
KING, John T. & Martha	% George Ringo, Route 5, Priest River, Idaho 83856
MILLER, Floyd J. & Louise B.	% Leona B. Prescott, Route 1, Box 268, Sheridan, Oregon 97378
WEAVER, Samuel A. & Clara	% O. C. French, Route 1, Box 168, McMinnville, Oregon 97128
WHARTON, Marvin & Myrtle	General Delivery, Sprague River, Oregon 97639
WILLIS, Frances W.	Route 2, Box 259 R, Sheridan, Oregon 97378

\*Sent by Registered Mail, return receipt requested, as required for foreign delivery

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That all of the remailed certified notices, addressed as tabulated above, were apparently delivered to the addressee by the Post Office Department.

-8-

That duly qualified assistants to the Water Resources Director did proceed to make examinations, surveys, and measurements of said Yamhill River and its tributaries, and of ditches, canals and other works diverting water therefrom, and surveys of the lands irrigated, and gathered such other data and information as were essential to the proper determination of the relative rights of the parties interested, which observations and measurements were reduced to writing and made a matter of record in his office. And the Water Resources Director did cause to be prepared a set of maps or plats, showing with substantial accuracy, the location of all streams in the drainage basin, the location of each canal, ditch or other means of conveyance of appropriated water and the points of diversion thereof, and the number of acres of land being irrigated in each legal subdivision, or other character of use of water, prints of said maps or plats being on file and a part of the record herein.

-9-

That as soon as practicable after the examinations and measurements were completed, as described in the preceding finding, the Water Resources Director did prepare a notice setting forth a place and time certain when he would begin the taking of statements and proofs of claim as to the relative rights of the various claimants to the use of the waters of said Yamhill River and its tributaries; that said notice was published in two issues each of the following named newspapers, the McMinnville News-Register, printed and published semi-weekly at McMinnville, Yamhill County, Oregon; and the Polk County Itemizer-Observer, printed and published weekly at Dallas, Polk County, Oregon.

Said issues of each newspaper being those of January 21 and 28, 1976, the date of the last publication being at least thirty days prior to the first date set for the taking of statements and proofs of claim by the Water Resources Director.

-10-

That the Water Resources Director did send by certified mail to each person, firm or corporation who had filed a declaration of intention to file a claim to the use of the waters of the Yamhill River and its tributaries in this proceeding, in response to the notice described in Finding 3 above, a notice similar to such published notice described in the preceding finding, setting forth the date when the Water Resources Director, or his authorized assistants, would receive the statements and proofs of claim to the use of the waters of said stream and its tributaries. That said notice was mailed at least thirty days



prior to the date set therein for receiving of said statements and proofs of claim in each instance. And the Water Resources Director did include with each notice a blank form upon which the claimant or owner could prepare in writing, all the particulars necessary for the determination of his right, under oath; and a pamphlet of information for water users in connection with the preparation of their statements and proofs of claim and with the adjudication of water rights.

-11-

That the times and places where the Water Resources Director, or his duly authorized assistants, did appear and receive the statements and proofs of claim of the various parties, were fixed in said notice as follows:

On Monday, March 1 and Tuesday, March 2, 1976 in the Commissioner's Hearing Room No. 105; and Wednesday, March 3, Thursday, March 4, and Friday, March 5, 1976 in the Basement Conference Room No. 32, Yamhill County Courthouse, McMinnville, Oregon;

And for a period of five days, beginning with Monday, March 8, and ending with Friday, March 12, 1976, at the office of the Water Resources Department, 1178 Chemeketa Street, N.E., Salem, Oregon.

-12-

That the following named persons, who had filed their notice of intention to file a statement and proof of claim, were duly notified by certified mail, as provided by law, of the commencing of the taking of statements and proofs of claim of their rights to the use of the waters of said Yamhill River and its tributaries:

ABEL, J. Warren & Shirlijeanne	3540 N. Arlington Place, Portland, Oregon 97217
ABRAMS, Maralynn	Route 2, Box 221, McMinnville, Oregon 97128
ABRAMS, Robert L. & Maralynn	Route 2, Box 221, McMinnville, Oregon 97128
ALBRIGHT, Kenneth & Arlene	Route 2, Box 24, Dayton, Oregon 97114
ALDER, Ray O.	Northwest Veneer, Inc., P. O. Box 265, Grand Ronde, Oregon 97347
ALLEN, Bennett H. & Jean	Route 2, Box 74, Sheridan, Oregon 97378
ALTIMUS, Sarah E.	Route 1, Box 15, Dayton, Oregon 97114
AMERSON, Joe H.	Route 1, Box 214, Carlton, Oregon 97111
AMITY, CITY OF	P. O. Box 126, Amity, Oregon 97101
ANDERSON, Herbert H.	Route 1, Box 284, Dayton, Oregon 97114
ANDERSON, James C. & Rae	Route 1, Box 38C, Sheridan, Oregon 97378
ARCHDIOCESE OF PORTLAND	St. Michael Church, Star Route 1, Box 1, Grand Ronde, Oregon 97347 ATTENTION: Rev. E. L. Schneider
B. P. O. E. 1283, McMINNVILLE LODGE	334 N. Evans, McMinnville, Oregon 97128
BACHMANN, Elmer	Route 1, Box 213B, Carlton, Oregon 97111
BAIRD, Edwina	1050 W. Main Street, Sheridan, Oregon 97378
BAKER, Lester L.	Route 2, Box 2, Yamhill, Oregon 97148
BANSEN, Lloyd C.	Route 1, Box 157, Yamhill, Oregon 97148
BANSEN, Stanley K.	Route 2, Box 269, Dayton, Oregon 97114
BARBER, Earl	Route 1, Box 127, Willamina, Oregon 97396
BARKER, Anthony J.	3003 NE 25th Avenue, Portland, Oregon 97212
BARTEL, D. T.	Route 1, Box 142, Dallas, Oregon 97338
BARTH, Warren E.	287 NE Flagg Street, Roseburg, Oregon 97470
BASTIAN, Ort C. & Norene L.	25030 SW Ozark Lane, Hillsboro, Oregon 97123
BELT, Gene H. & Joyce	Route 1, Box 53, Yamhill, Oregon 97148
BELT, Harley S.	Route 1, Box 51, Yamhill, Oregon 97148

CULLINS, George H.  
CURRIE, Neil D.  
CURRIE, Robert R. & Orla J.

DADE, Clifford C.  
DAVIS, Donald W.  
DAVIS, Mrs. Eileen M.  
DAYTON, CITY OF  
DeFOREST, Robert A.  
DeHART, Everett L.  
DeJONG, John  
DeLASHMUTT, Keith  
DELPHIAN FOUNDATION, THE  
DENT, Ivan  
DIX, Charles A.  
DOMES, Jane E.  
DOMES, Richard H.

DOSS, Lee E.  
DOUD, Ruth Beech  
DOUGLAS, Bud & Kathryn M.  
DRABKIN, William & Francine  
DRAKE, Kenneth V.  
DROMGOOLE, Emmett C. & Celia R.  
DUERST, Anna S.  
DUMDI, Roger A.  
DUNCAN, Ivan M.  
DUNCAN, John H.  
DUNN, Emma H.  
DUYCK, James L.  
DYKE, Walter P.

EDWARDS, Thomas W.  
EDWARDS, W. L.  
EIESLAND, Kenneth R.  
ELSBREE, J. H.  
ENGELIEN, Leonard & Fern  
ENNIS, Karen D.

EVERGREEN MEMORIAL PARK ASSN.

FIRESTONE, Morris  
FISHER, Gene  
FISHER, Josephine C.; CULVER, John H.;  
CULVER, Virginia P.  
FISHER, Robert A. & Donna A.  
FLORY, Fred R. & Angela  
FORD, Robert W. & Susan C.  
FORD, Walter L. & Velda L.  
FORD, William C. & Laura E.  
FOWLER, Gordon & Leta

GALINAT, Robert C.  
GARLICK, William R. & Geraldine S.  
GARRIS, Eldon; GARRIS, Jerry; VIERRA,  
Richard  
GASS, Anthony M.  
GAST, Ralph D.  
GENTRY, Arnye D.; GENTRY, Treva L.  
GERMAN, Harvey & Katherine  
GOHN, Charlet N.  
GOLDMAN, Dee  
GORDON, C. E.  
GORDON, Max H. & Mariellen L.  
GOSS, Joe  
GOSS, Max E.; GOSS, Ann G.  
GOSS, Vearl  
GOUGHNOUR, Floyd  
GRASLE, W. H.  
GRAUER, Eugene C.  
GRAY, Myona M.

Route 1, Box 174, Carlton, Oregon 97111  
Route 1, Box 521, Salem, Oregon 97304  
Route 2, Box 10, Yamhill, Oregon 97148

Route 2, Box 92C, Willamina, Oregon 97396  
Route 2, Box 118, Sheridan, Oregon 97378  
Route 2, Box 133, Yamhill, Oregon 97148  
P. O. Box 338, Dayton, Oregon 97114  
Route 1, Box 267A, Sheridan, Oregon 97378  
Route 2, Box 275, Sheridan, Oregon 97378  
Route 1, Box 255, McMinnville, Oregon 97128  
Route 3, Box 44E, Gaston, Oregon 97119  
Route 2, Box 195, Sheridan, Oregon 97378  
Route 1, Box 359, Willamina, Oregon 97396  
7459 N. Huron, Portland, Oregon 97203  
Route 1, Box 247, Rickreall, Oregon 97371  
by Ruth R. Domes, Route 1, Box 248,  
Rickreall, Oregon 97371  
Star Route 1, Box 24A, Grand Ronde, Oregon 97347  
Route 1, Box 37, Dayton, Oregon 97114  
Route 2, Box 314, Dallas, Oregon 97338  
Route 1, Box 294, Sheridan, Oregon 97378  
Route 2, Box 100, Sheridan, Oregon 97378  
730 Yamhill Street, McMinnville, Oregon 97128  
215 S. Evans Street, McMinnville, Oregon 97128  
Route 1, Box 310, Dayton, Oregon 97114  
Route 1, Box 175-C, Carlton, Oregon 97111  
Route 1, Box 138F, Yamhill, Oregon 97148  
4135 SE Aldercrest Road, Milwaukie, Oregon 97222  
3105 SE 109th, Portland, Oregon 97266  
Route 2, Box 210, McMinnville, Oregon 97128

GA6 255 SW Harrison Street, Portland, Oregon 97201  
P. O. Box 24, Brookings, Oregon 97415  
3508 E. 13th Street, Vancouver, Washington 98661  
Route 3, Box 200E, McMinnville, Oregon 97128  
Route 1, Box 213, Dallas, Oregon 97338  
Attorney at Law, 249 S. Bridge Street,  
Sheridan, Oregon 97378  
2nd & Evans, McMinnville, Oregon 97128

13642 Third Street, Yucaipa, California 92399  
Route 1, Box 217A, Sheridan, Oregon 97378  
P. O. Box 96, Thiensville, Wisconsin 53092

Route 2, Box 249-A, Dayton, Oregon 97114  
Route 1, Box 1515, Wilsonville, Oregon 97070  
Route 3, Box 290, Gaston, Oregon 97119  
P. O. Box 55, Willamina, Oregon 97396  
Route 2, Box 296, Sheridan, Oregon 97378  
DBA G. & L. Fowler, Route 1, Willamina, Oregon 97396

Route 2, Box 30, Sheridan, Oregon 97378  
Route 3, Box 17, McMinnville, Oregon 97128  
Route 2, Box 220D, McMinnville, Oregon 97128

Route 1, Box 184B, Carlton, Oregon 97111  
Route 2, Box 171, Sheridan, Oregon 97378  
Route 2, Box 172-M, Dayton, Oregon 97114  
P. O. Box 86, Carlton, Oregon 97111  
7485 SW Kimberly Court, Beaverton, Oregon 97005  
Route 1, Box 32A, Yamhill, Oregon 97148  
Route 2, Box 253, Wilsonville, Oregon 97070  
Route 2, Box 239, Sheridan, Oregon 97378  
Route 1, Box 169A, McMinnville, Oregon 97128  
Route 3, Box 286, McMinnville, Oregon 97128  
Route 1, Box 169B, McMinnville, Oregon 97128  
Route 2, Box 144, Sheridan, Oregon 97378  
Route 1, Box 135, Carlton, Oregon 97111  
Route 2, Box 224-A, Sheridan, Oregon 97378  
1434 E. 10th Street, McMinnville, Oregon 97128

WILLIAMS, Hugh Ed; WILLIAMS, R. W.; WILLIAMS, Alice Kolene	Route 1, Box 73, Carlton, Oregon 97111
WILLIAMS, Marvin L. & Elva I.	Route 2, Box 47B, Yamhill, Oregon 97148
WILLIAMS, Merle	Route 1, Box 297, Amity, Oregon 97101
WILSON, Allen	P. O. Box 205, Willamina, Oregon 97396
WIRTH, Walter; WIRTH, Reinhold; SCHLOTTMANN, Bettina	Route 1, Box 113, Yamhill, Oregon 97148
WISCH, Ray H.	P. O. Box 123, Yamhill, Oregon 97148
WISER, Dick L.	Route 2, Box 189, McMinnville, Oregon 97128
WITHERS, Carl E.	Route 1, Box 516, Salem, Oregon 97304
WOOD, Carl	Route 1, Box 188, Dayton, Oregon 97114
WOOD, Dennis; BARNES, Ernest O.	2030 McCoy NE, Salem, Oregon 97303
WOOD, Erskine B.; WATKIN, Rebecca Wood; RIESER, Deborah Wood; NOYES, Lydia Wood	1505 Standard Plaza, Portland, Oregon 97204
WOOD, Fred S.	Route 1, Box 33, Willamina, Oregon 97396
WOOD, Margaret	Route 1, Box 227, McMinnville, Oregon 97128
WOODCOCK, Robert S.	3124 Levelglen Drive, West Covina, California 91790
WORRIX, Matthew	Route 1, Box 218, Sheridan, Oregon 97378
WRIGHT, Charles G.	Route 2, Box 288, Dallas, Oregon 97338
WRIGHT, Stephen E.	Route 2, Box 132, Yamhill, Oregon 97148
YAKES, Lester & Audrey L.	Route 2, Box 354, Sheridan, Oregon 97378
YAMHILL, CITY OF	City Hall, Yamhill, Oregon 97148
YAMHILL ENCAMPMENT CORPORATION	P. O. Box 2911, Portland, Oregon 97208
YATES, George & Zola	Route 1, Box 126, Yamhill, Oregon 97148
YONKER, Robert L. & Carol A.	Route 1, Box 52A, Yamhill, Oregon 97148
ZIMMERMAN, George S. & Oka S.	P. O. Box 8, Yamhill, Oregon 97148
ZURGA, Joseph	Route 2, Box 143, Sheridan, Oregon 97378

\*Sent by Registered Mail, return receipt requested, as required for foreign delivery


That all of the certified notices, addressed as tabulated above, were apparently delivered to the addressee by the Post Office Department except those hereinafter tabulated, which were returned by the Post Office Department bearing notation as to the reason for non-delivery as shown by the statement following the name:

BERGER, Lowell V.	Unclaimed
BUSWELL, John H.	Unclaimed
HAMMER, Leo R. & Lorna B.	Unclaimed
MALAVAZOS, Nick	Unclaimed
OAK GROVE RANCH	Addressee unknown
WERTH, Mervin E. Sr.; WERTH, Alta May	Unclaimed

-13-

That in response to said notice to file statements and proofs of claim, the following named persons, firms or corporations did submit to the Water Resources Director statements of their claims:

ALBRIGHT, Kenneth Jr.	Route 2, Box 24, Dayton, Oregon 97114
BAIRD, J. Floyd & Edwina	1050 W. Main Street, Sheridan, Oregon 97378
BASTIAN, Ort C. & Norene L.	25030 SW Ozark Lane, Hillsboro, Oregon 97123
BERNARDS, Hubert S.	Route 2, Box 208, McMinnville, Oregon 97128
BEVIER, Garry O.	Route 2, Box 259, Sheridan, Oregon 97378
BIGGAR, Melissa G.	Route 1, Box 300, Willamina, Oregon 97396

BLANCHARD, H. E. & Ruth E.	Route 2, Box 222, McMinnville, Oregon 97128
BOOTH, Phil	Route 2, Box 146, Sheridan, Oregon 97378
BRANDT, Otto P. & Harriet H.	292 N.W. Walnut Avenue, Dundee, Oregon 97115
BUNN, Ben	Route 2, Box 271, Dayton, Oregon 97114
BURDON, Norman L.	Route 1, Box 260, Sheridan, Oregon 97378
CALLAHAN, Mrs. Doris	Route 2, Box 183, Dayton, Oregon 97114
COATES, James S.	Route 1, Box 128, Dallas, Oregon 97338
CRONIN, A. M. III; CRONIN, Susan E.	4200 S.W. Torr Lane, Portland, Oregon 97221
CROUCHLEY, LeRoy J. (Successor in interest to Opal A. Miller)	Route 2, Box 271, McMinnville, Oregon 97128
CROW, Frank E. (Successor in interest to Rhoda D. Benson)	Route 1, Box 227, Dallas, Oregon 97338
CROWN HILL FARM; MOCHETTAZ, Damien; GUNDERMAN, Victor; GUNDERMAN, Juliette; GUNDERMAN, Lucien by Juliette Gunderman, Agent	Route 2, Box 262, McMinnville, Oregon 97128
CULLINS, George H.	Route 1, Box 174, Carlton, Oregon 97111
 DAYTON, CITY OF	P. O. Box 338, Dayton, Oregon 97114
DeLASHMUTT, Keith	Route 3, Box 44E, Gaston, Oregon 97119
DENT, Ivan	Route 1, Box 359, Willamina, Oregon 97396
DOSS, Lee E.	Star Route 1, Box 24A, Grand Ronde, Oregon 97347
DRAKE, K. V.	Route 2, Box 93, Sheridan, Oregon 97378
DUERST, Anna S.	215 South Evans Street, McMinnville, Oregon 97128
FLORY, Fred R.	Route 1, Box 1515, Wilsonville, Oregon 97070
FORD, Robert W.	Route 3, Box 290, Gaston, Oregon 97119
GOHN, Charlet N.	7485 S.W. Kimberly Court, Beaverton, Oregon 97005
GORDON, Max H. & Mariellen L.	Route 2, Box 239, Sheridan, Oregon 97378
GOSS, Max E. & Ann G.	Route 3, Box 286, McMinnville, Oregon 97128
GOSS, Vearl	Route 1, Box 169B, McMinnville, Oregon 97128
GOUGHNOUR, Floyd	Route 2, Box 144, Sheridan, Oregon 97378
HANSEN, David T.	P. O. Box 570, Amity, Oregon 97101
HARRIS, Hattie	Route 1, Box 226, Sheridan, Oregon 97378
HEBERT, J. A. Sr.	770 N.E. Hill Street, Sheridan, Oregon 97378
HEIDER, Wallace B.	1330 W. Main Street, Sheridan, Oregon 97378
HOEKSTRE, John	Route 1, Box 261, Dallas, Oregon 97338
JERUSALEM HILL WATER SYSTEM by du Wayne D. Carpenter, Agent	Route 1, Box 507, Salem, Oregon 97304
JONES, Leroy E.	1226 W. Main Street, Sheridan, Oregon 97378
KELLER, Robert T.	Route 2, Box 235, McMinnville, Oregon 97128
KING, Donald J.	Route 2, Box 249, Dayton, Oregon 97114

WILLIAMS, Hugh Ed	Route 1, Box 73, Carlton, Oregon 97111
WITHERS, Carl E.	Route 1, Box 516, Salem, Oregon 97304
WOOD, Margaret by Howard Wood, Agent	Route 1, Box 227, McMinnville, Oregon 97128
YATES, George; Yates, Zola	Route 1, Box 126, Yamhill, Oregon 97148
YONKER, Robert L.	Route 1, Box 52-A, Yamhill, Oregon 97148

That all of said claimants submitted statements and proofs of claim which were in ample form and were accompanied by the statutory fees and were filed with the Water Resources Director.

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That all persons, firms or corporations to whom notices were sent by certified mail, as tabulated under Findings 4 and 12 above, who have failed, neglected or refused to appear herein and submit proof of a claim or right to the use of the waters of Yamhill River and its tributaries, initiated prior to the adoption of the Oregon Water Code on February 24, 1909, now the Oregon Water Rights Act, if any they have or claim, are in default; such default is here and now entered against them, and each of them, and such parties are hereby barred and estopped from using or asserting any rights to the use of the waters of said Yamhill River or any tributaries thereof, except by, through or under the rights of persons whose water rights are defined herein, or under and by virtue of permits issued by the Water Resources Director, as provided by law.

-15-

That after the completion of the taking of such statements and proofs of claim, the Water Resources Director did, on the 2nd day of November, 1976, give notice by certified mail to each of the various claimants to the use of the waters of Yamhill River and its tributaries, as provided by law, that at the times and places named in said notice, to wit:

On Wednesday, December 1, and Thursday, December 2, 1976  
in the Basement Conference Room No. 32, Yamhill County Courthouse,  
McMinnville, Oregon.

And, for a period of eight days beginning with Friday, December 3  
and ending with Tuesday, December 14, 1976 (Saturdays, Sundays,  
and holidays excepted) at the office of the Water Resources  
Department, 1178 Chemeketa Street NE, Salem, Oregon.

the statements and proofs of claim theretofore filed would be open to public inspection between the hours of 8:00 a.m. to 12:00 noon and from 1:00 p.m. to 5:00 p.m. on each of said days. That said notice did state that the determination of the Water Resources Director would be heard by the Circuit Court of the State of Oregon, for the County of Yamhill.

-16-

That the Water Resources Director did, in accordance with said notice as described in the preceding Finding 15, keep said statements and proofs of claim open to public inspection at said times and places.

-17-

That the time set by law for filing of statements of contest, within fifteen days after the expiration of the period for public inspection, would expire on December 29, 1976 and it appearing that additional time was required by certain parties to properly prepare and file their statements of contest, the Water Resources Director did, on the 28th day of December, 1976, enter an order directing that the time within which to file statements of contest, be extended, as provided by law, and the same was thereby extended and continued to include the 18th day of January 1977. That within the time, as extended by order of the Water Resources Director, the following contest was initiated by the filing with the Water Resources Director a notice of contest, in writing:

John Hoekstra

vs

Frank E. Crow

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That after the filing of said statement of contest, the Water Resources Director did fix a time and place for the hearing of said contest, and did on the 14th day of October, 1977, serve notice of said hearing, by certified mail, on each of the parties to said contest and on their respective counsel.

As set in the notice, the hearing of Contest was held before the Deputy Director, commencing at 9:30 o'clock a.m. on Tuesday, December 13, 1977 in the Conference Room, Water Resources Department, Mill Creek Office Park, 555 13th Street N. E., in Salem, Marion County, Oregon.

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That due proof of the sending of the various notices by certified mail, as provided by law, and as hereinbefore set forth, has been made and filed as a part of the record herein.

by Proof No. 18, is denied.

It appears the above claimant should be allowed a right for stock watering directly from three unnamed streams with a priority date of January 23, 1895.

Paragraph 77 of these findings relates to stock use when no artificial diversion is made. Claimant's rights are more particularly set out and described in the tabulation of water rights under Finding 85 herein.

-32-

 City of Dayton submitted Proof No. 19, claiming a right to the use of the waters of two spring areas located in the S $\frac{1}{2}$  NE $\frac{1}{4}$ , Section 4, tributary of Miller Creek, for municipal use in and around the City of Dayton within Sections 9, 16, 17, 18, 20, 21, all in Township 4 South, Range 3 West, W.M. with a date of priority of February 16, 1904.

As additional evidence, the City of Dayton submitted a copy of a 99 year lease to the use of land and west spring area thereon, executed by Martin and Charlotte Miller on February 16, 1904.

Water is diverted from two spring areas known as Miller Springs by concrete spring boxes and 4 inch diameter gravity flow pipeline systems into three reservoirs with a combined capacity of 335,000 gallons. An 8 inch mainline gravity system delivers water to the place of use.

The use of water from the two spring areas for municipal use appears to be entirely within Permit No. 26950 evidenced by Certificate No. 35697. An agreement dated August 19, 1932 for use and occupancy of a parcel of land for 71 years was executed between Charlotte Miller and The City of Dayton. This agreement or lease covers the east spring area and was the initiation of the right to use waters of the East Spring area. The certificate fully covers this right.

It appears this claimed right should be limited to a rate of diversion of not to exceed 0.11 cubic foot per second from the west spring area for municipal use in and around the City of Dayton with a date of priority of February 16, 1904. Claimant's rights are more particularly set out and described in the tabulation of water rights under Finding 85 herein.

-33-

Lee E. Doss submitted Proof No. 22, claiming a right to the use of the waters of a spring located in the SW $\frac{1}{4}$  SE $\frac{1}{4}$ , Section 34, Township 5 South, Range 8 West, W.M., tributary of South Yamhill River, for domestic use of one family, stock use and irrigation of 0.4 acre within the NW $\frac{1}{4}$  NW $\frac{1}{4}$ , Section 3, Township 6 South, Range 8 West, W.M. with a date of priority of 1900.

<u>PROOF NO.</u>	<u>NAME OF CLAIMANT</u>	<u>SOURCE</u>	<u>PRIORITY</u>	<u>NUMBER OF STOCK</u>
4	Hubert S. Bernards	Baker Creek Unnamed Stream	March 1, 1901	23 cattle, 24 hogs 100 sheep and lambs
10	Ben Bunn	Henry Creek	1908	60 sheep 60 hogs 6 cattle 8 horses

It appears the above named claimants should be allowed rights for stock watering directly from the above stated streams, with priority dates as claimed. Paragraph 77 of these Findings relates to stock use when no artificial diversion is made.

Claimant's rights for stock watering, as allowed herein, are more particularly set out and described in the tabulation of water rights under Finding 85 herein.

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DUTY OF WATER, HEAD OF WATER, FOR IRRIGATION USE

Taking into consideration all of the various elements and conditions having a bearing on the quantity of water essential for the irrigation of crops within the basin of the Yamhill River and its tributaries, the duty of water, except where particularly defined in specific findings herein, hereby is fixed at not to exceed 2.5 acre feet per acre during any one irrigation season.

The rate of flow or head of water to be diverted, where not specifically stated in specific findings herein, or definitely fixed in a permit or certificate of water right, hereby is fixed at not to exceed one-eightieth of one cubic foot per second for each acre irrigated.

It is further provided that the quantity of water, which a claimant whose right has been determined herein shall be entitled to divert at any time, shall be determined on the basis of the acreage actually prepared for irrigation and to which water may be beneficially applied in the production of crops.

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DUTY OF WATER FOR RIGHTS EVIDENCED BY PERMITS AND CERTIFICATES

Claimants who have asserted rights to the use of the waters of Yamhill River and its tributaries, based upon a certificate of water right issued by the Water Resources Director, recognized herein, or upon a permit issued by the Water Resources Director, which right has not yet been perfected, are limited to the quantity of water and rate of diversion set out in such certificate or permit. Provided, that the quantity of water for irrigation use, unless otherwise provided in the certificate of water right or permit, is limited to 2.5 acre feet per acre for each acre or fraction thereof, irrigated during any



one irrigation season.

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RIGHTS UNDER PERMITS ISSUED BY THE WATER RESOURCES DIRECTOR

Subject to the terms and conditions and modifications herein, each and every appropriator of the waters of Yamhill River and its tributaries, who has initiated a right to the use of said waters by filing an application with the Water Resources Director for a permit, where the right has not been confirmed by the issuance of a certificate of water right, or where in the specific findings herein no reference is made to a certificate of water right, whether a claim was filed in this proceeding or not, shall have such rights thereunder as provided by law, and such rights shall be perfected in the manner provided by law for the completion thereof.

The water entitlements of the public to minimum flows in the stream system for the protection of aquatic life and aesthetic purposes established under the provisions of ORS 536.300 shall continue as provided therein. Said entitlements shall be treated for purposes of distribution as a use in the amounts of water through the stream (points or sections) set forth with a date of priority as of the effective date of the program setting such flows.

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DOMESTIC USE

Where a claimant in this proceeding asserted a right for domestic purpose and the same was allowed herein, it is to be understood that the claimant has a right to the use of water for household purposes and water for such animals as are required for the proper sustenance of the family.

If specifically listed, domestic use shall include the irrigation of a lawn and domestic garden.

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STOCK USE BY DIVERSION

Where a claimant in this proceeding asserted a right to the use of water for stock purposes by diversion and it was allowed herein, it is to be understood that the claimant has a right to the use of the water for such animals as are essential to the proper sustenance of the family and also water for stock when the claimant is engaged in the raising of livestock or when the claimant takes in livestock for pasturage and is limited to the use of such quantity of water as is necessary for the number of stock claimed; provided that where

the claimant was allowed a right herein for irrigation use through the same ditch, pipeline or other means of conveyance no additional water shall be diverted for stock use while water is being diverted for irrigation purposes.

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STOCK USE WHERE NO ARTIFICIAL DIVERSION IS MADE

A number of claimants in this proceeding have asserted rights by appropriation to the use of water for stock purposes where no artificial diversion of water is made, the stock drinking directly from the stream as it flows through claimants lands, or from springs which arise on claimants lands. In these claims, a definite date of priority is asserted and the number of head of stock declared. The Oregon Water Code is based on the Appropriation Doctrine which requires a physical diversion of a measurable quantity of water for beneficial use at a specific location. Stock drinking directly from a stream does not meet all the requirements of an appropriative right. The accessibility of water for this purpose was a prime consideration in the claiming of land by the early settlers of the Oregon country. Therefore, this use, which is a benefit to the claimant, is hereby recognized and made a matter of record, as a privilege but is not an appropriative right subject to change in use, place of use, or point of diversion.

All claimants who have filed herein statements and proofs of claim asserting a right to the use of water from springs or streams for stock purposes by stock drinking directly therefrom on lands owned by claimants, and which rights have been recognized herein, hereby are allowed, subject to the provisions herein, sufficient water from the claimed source for a reasonable number of stock, not exceeding the number of stock asserted by claimant in connection with his statement and proof of claim.

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DOMESTIC AND STOCK USE

Where a claimant asserted a right to the use of water for both domestic and stock purposes, and it was allowed herein, it is to be understood that domestic use includes only water for household uses.

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DOMESTIC USE, DOMESTIC AND STOCK USE, STOCK USE

The right to divert and use the waters of Yamhill River and its tributaries, as allowed herein, for domestic use, domestic and stock use, or stock use shall continue throughout the year.

HEAD-GATES AND MEASURING DEVICES

The owner or owners of any ditch, pump, pipeline or other means of diversion and conveyance, whether the rights are determined in this proceeding or subsequently initiated and perfected, shall maintain to the satisfaction of the watermaster a substantial head-gate at the point of diversion, which shall be constructed so that it can be set and locked or closed and locked by the watermaster. And when in the distribution of water by the watermaster he may require the installation of suitable head-gates or measuring devices, such owner or owners shall construct and maintain such suitable head-gates or measuring devices as may be necessary to assist the watermaster to determine the quantity of water that is to be diverted into said ditch, pipeline or other means of conveyance, from the spring, stream or other source of supply.

If the owner or owners shall refuse or neglect to install such head-gates or measuring devices after ten days written notice, the watermaster may close and post such ditch, pump, pipeline or other means of conveyance and the same shall not be opened or any water diverted from the source of supply under the penalties prescribed by law for the illegal opening of head-gates lawfully closed, until the requirements of the watermaster as to such head-gates or measuring devices have been complied with.

IRRIGATION SEASON

The irrigation season for Yamhill River and its tributaries hereby is fixed as commencing on April 1 and ending September 30 of each year.

PLACE OF MEASUREMENT

The place of measurement of the water to which any appropriator of the waters of Yamhill River and its tributaries is entitled, whether such appropriation was determined in this proceeding, or was initiated by the filing of an application with the Water Resources Director, hereby is fixed to be at the point of diversion from the stream or source of supply.

RIGHTS APPURTENANT TO LAND

The rights to the use of the waters of Yamhill River and its tributaries for irrigation purposes, as herein confirmed, are appurtenant to the lands herein described in connection with such rights, and are limited and confined to the irrigation of the lands

described herein, and the priorities of rights confirmed confer no right to the use of the waters of said stream and its tributaries on any lands other than those specified tracts to which such rights are herein set forth as appurtenant, and each and every person, association or corporation, or their respective successors in interest, shall be and hereby are prohibited, restrained and enjoined from diverting and using water from said stream or any of its tributaries on any other lands without lawful permit therefore first obtained from the Water Resources Director.

The rights to the use of water for other useful and beneficial purposes as herein confirmed are appurtenant to the lands and place of use as herein described and the priorities and rights herein confirmed confer no rights to the use of the waters of said Yamhill River or any of its tributaries on any lands other than those specified tracts to which such rights are set forth herein as appurtenant, and each and every person, association or corporation, or their respective successors in interest, shall be and hereby are prohibited, restrained and enjoined from diverting and using water from said stream or any of its tributaries on any other lands without lawful permit therefore first obtained from the Water Resources Director.

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DIVERSIONS GOVERNED BY PRIORITIES AND BENEFICIAL USE

Except as otherwise determined herein, the order of rights of the respective appropriators of the waters of Yamhill River and its tributaries, and the order in which they are entitled to divert and use said water shall be and is according to the date of relative priority of the rights as determined and set forth herein, and the first in order of time according to the date of relative priority shall be and hereby is first in order of right, and so on down to the latest priority, and those having prior rights are entitled to divert and use the waters of said stream and its tributaries when necessary for the irrigation of their respective lands, or other useful and beneficial purposes for which they were allowed a right of use, and in accordance with such right at all times against those having rights of subsequent priority, without let or hindrance, and whenever the water is not required for beneficial use by the appropriator having such prior right to its use for the purpose for which such water was appropriated, he must and shall permit it to flow down the natural channel of the stream as it was wont to flow in its natural course, without let or hindrance or diversion thereof, and those having subsequent rights are entitled to the use of said waters and to divert the same to the extent of their respective rights, according to the order of priority of their respective rights; and at all times the water diverted by the appropriator whose rights have been determined herein, shall be beneficially and

reasonably used without waste, and no rights of appropriation are hereby confirmed to divert a greater quantity of water into the head of the ditch, pump, pipeline, or other means of conveyance of the appropriator having a valid right to divert the water than such appropriator can beneficially use for the purpose to which the water is to be used, in accordance with his right.

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ORDER OF DETERMINATION

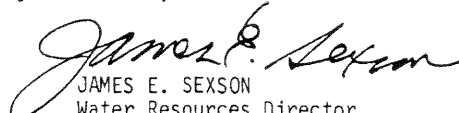
To summarize and supplement the specific findings herein, the rights of the claimants to the use of the waters of Yamhill River and its tributaries as determined herein, are arranged in tabulated form, with the date of relative priority of such appropriation, the quantity or rate of flow of the water allowed such appropriator, the number of acres to be irrigated by such appropriation, the use or uses to which such water is applied, the means by which the water so appropriated has been diverted, the name of the stream or other source from which the water is appropriated and diverted, and the description of the lands upon which the water has been used and is fixed as appurtenant; the tabulated right of each appropriator being set opposite and following his name and post office address, as stated in his statement and proof of claim as follows:

Name and Postoffice Address of Appropriator	Date of Relative Priority	Amount Cubic Feet Per Second	Number Acres	Use	Name of Ditch	Stream	Description of Land or Place of Use
CROUCHLEY, LeRoy J. (con't.)	1900	0.005	0.3	Irrigation	Pipeline	Spring NE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 4	0.3 acre SW $\frac{1}{4}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 4
	1900	0.005		Stock	Pipeline	Spring NE $\frac{1}{4}$ SE $\frac{1}{4}$ Sect. 4	SW $\frac{1}{4}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 4 T. 4 S. R. 5 W., W.M.
CROW, Frank E. Route 1, Box 227 Dallas, Oregon 97338 (Proof No. 16) (See Findings 20 and 29)	1900	0.04	3.4	Irrigation	Pump and pipeline	West Fork Salt Creek	3.4 acres NW $\frac{1}{4}$ SE $\frac{1}{4}$ as projected within J. Orchard DLC 39 Section 2 T. 7 S. R. 6 W., W.M.
				Being within that tract of land described as follows: Beginning at a point in the middle of the County Road, said point being 17 chains South of the Southeast corner of the Donation Land Claim of Harlow Barney and wife, in Township 7 South, Range 6 West of the Willamette Meridian in Polk County, Oregon; thence South 40 chains; thence East 10 chains; thence North 40 chains; thence West 10 chains to the point of beginning.			
CROWN HILL FARM by Damien Mochettaz, Victor Gunderman, Juliette Gunderman, Lucien Gunderman	1900	0.005		Domestic one house	Pipeline	Unnamed spring SW $\frac{1}{4}$ SE $\frac{1}{4}$	NE $\frac{1}{4}$ SE $\frac{1}{4}$ as projected within J. Brooks DLC 49
Route 2, Box 262 McMinnville, Oregon 97128 (Proof No. 17) (See Finding 30)	1900	0.005		Stock	Pipeline	Unnamed spring SW $\frac{1}{4}$ SE $\frac{1}{4}$	NE $\frac{1}{4}$ SE $\frac{1}{4}$ as projected within J. Berry DLC 50 NE $\frac{1}{4}$ SE $\frac{1}{4}$ as projected within J. Brooks DLC 49
	1900	0.015	1.2	Irrigation	Pipeline	Unnamed spring SW $\frac{1}{4}$ SE $\frac{1}{4}$	1.2 acres NE $\frac{1}{4}$ SE $\frac{1}{4}$ as projected within J. Brooks DLC 49 Section 16 T. 4 S. R. 5 W., W.M.
CULLINS, George H. Route 1, Box 174 Carlton, Oregon 97111 (Proof No. 18) (See Findings 31 and 77)	Jan. 23, 1895			Stock direct 38 cattle		Unnamed stream	Lot 4 (SW $\frac{1}{4}$ NE $\frac{1}{4}$ ) Section 36
						Unnamed stream	Lot 4 (SW $\frac{1}{4}$ NE $\frac{1}{4}$ ) Lot 5 (SE $\frac{1}{4}$ NE $\frac{1}{4}$ ) NW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 36
						Unnamed stream	Lot 4 (SW $\frac{1}{4}$ NE $\frac{1}{4}$ ) Lot 5 (SE $\frac{1}{4}$ NE $\frac{1}{4}$ ) W $\frac{1}{2}$ SE $\frac{1}{4}$ Section 36 T. 3 S. R. 5 W., W.M.
				Being within that tract of land lying northwesterly of the county road.			
CITY OF DAYTON P. O. Box 338 Dayton, Oregon 97114 (Proof No. 19) (See Finding 32)	Feb. 16, 1904	0.11		Municipal use in and around the City of Dayton	Pipeline	west spring area SW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 4	SW $\frac{1}{4}$ NE $\frac{1}{4}$ S $\frac{1}{2}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 9 SW $\frac{1}{4}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 16 (continued)

Name and Postoffice Address of Appropriator	Date of Relative Priority	Amount Cubic Feet Per Second	Number Acres	Use	Name of Ditch	Stream	Description of Land or Place of Use
CITY OF DAYTON (con't.)							S $\frac{1}{2}$ NE $\frac{1}{4}$ S $\frac{1}{2}$ NW $\frac{1}{4}$ S $\frac{1}{2}$ Section 17
							S $\frac{1}{2}$ NE $\frac{1}{4}$ N $\frac{1}{2}$ SE $\frac{1}{4}$ Section 18
							NW $\frac{1}{4}$ NE $\frac{1}{4}$ N $\frac{1}{2}$ NW $\frac{1}{4}$ Section 20
							N $\frac{1}{2}$ NW $\frac{1}{4}$ Section 21 T. 4 S. R. 3 W., W.M.
DE LASHMUTT, Keith Route 3, Box 44E Gaston, Oregon 97119 (Proof No. 20)				Right acquired under Water Resources Director's Permit No. 19358 Certificate No. 22009			
DENT, Ivan Route 1, Box 359 Willamina, Oregon 97396 (Proof No. 21)				Right acquired under Water Resources Director's Permit No. 20975 Certificate No. 22136			
DOSS, Lee E. Star Route 1, Box 24 A Grand Ronde, Oregon 97347 (Proof No. 22) (See Finding 33)	1900	0.005		Domestic one house	Pipeline	Spring SW $\frac{1}{4}$ SE $\frac{1}{4}$ Sect. 34	N $\frac{1}{2}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 3
	1900	0.005	0.4	Irrigation	Pipeline	Spring SW $\frac{1}{4}$ SE $\frac{1}{4}$ Sect. 34	0.4 acre, N $\frac{1}{2}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 3
	1900	0.005		Stock	Pipeline	Spring SW $\frac{1}{4}$ SE $\frac{1}{4}$ Sect. 34 T. 5 S R. 8 W	N $\frac{1}{2}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 3 T. 6 S. R. 8 W., W.M.
DRAKE, K. V. Route 2, Box 93 Sheridan, Oregon 97378 (Proof No. 23) (See Finding 34)	Feb. 23, 1909	0.01		Domestic one house including irrigation of 0.4 acre lawn and garden	Pipeline	Unnamed spring SW $\frac{1}{4}$ NW $\frac{1}{4}$	N $\frac{1}{2}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 12 T. 5 S. R. 7 W., W.M.
				Being within that tract of land lying North of Coast Creek and between Willamina Creek and the county road.			
DUERST, Anna S. 215 South Evans St. McMinnville, Oregon 97128 (Proof No. 24) (See Finding 35)				Claim denied			
FLORY, Fred R. Route 1, Box 1515 Wilsonville, Oregon 97070 (Proof No. 25) (See Finding 36)	1862	0.01		Domestic one house including irrigation of 0.5 acre lawn and garden	Pipeline	Unnamed spring SW $\frac{1}{4}$ NW $\frac{1}{4}$	SW $\frac{1}{4}$ NW $\frac{1}{4}$ as projected within J. Johnson DLC 54 Section 15  (continued)

And the Water Resources Director of Oregon, being fully advised in the premises, it is hereby CONSIDERED AND ORDERED that the relative rights of the various claimants to the use of the waters of Yamhill River and its tributaries, be and the same are hereby determined and settled as set forth in the foregoing Findings and Order of Determination.

Dated at Salem, Oregon, this 31 day of October, 1979.

  
JAMES E. SEXSON  
Water Resources Director







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Watershed East (Upper) Springs

## Water Rights Certificate & Application

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## STATE OF OREGON

COUNTY OF

YAMHILL

## CERTIFICATE OF WATER RIGHT

*This Is to Certify, That* CITY OF DAYTON

of PO Box 338, Dayton, State of Oregon 97114, has made proof to the satisfaction of the Water Resources Director, of a right to the use of the waters of East Dayton Springs Area and Miller Creek

a tributary of Yamhill River for the purpose of municipal use

under Permit No. 26950 and that said right to the use of said waters has been perfected in accordance with the laws of Oregon; that the priority of the right hereby confirmed dates from August 9, 1960

that the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually beneficially used for said purposes, and shall not exceed 0.20 cubic foot per second; being 0.14 cfs from East Dayton Springs Area and 0.06 cfs from Miller Creek

or its equivalent in case of rotation, measured at the point of diversion from the stream. The point of diversion is located in the NE 1/4 NW 1/4, as projected within Pringle DLC 38, SE 1/4 NE 1/4, Section 4, T4S, R3W, WM. Diversion points located below:

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, shall be limited to ----- of one cubic foot per second per acre,

and shall conform to such reasonable rotation system as may be ordered by the proper state officer.

A description of the place of use under the right hereby confirmed, and to which such right is appurtenant, is as follows:

SEE NEXT PAGE

Miller Creek -- South 46° West 1,420 feet from the N 1/4 Corner of Section 4.  
East Dayton Springs Area -- 580 feet North and 90 feet East from the SW Corner of the SE 1/4 NE 1/4, Section 4.

EAST SPINGS

W 1/2 NE 1/4  
N 1/2 SW 1/4  
SE 1/4 SW 1/4  
W 1/2 SE 1/4  
Section 9

SW 1/4 NW 1/4  
SW 1/4  
Section 16

S 1/2 NE 1/4  
S 1/2 NW 1/4  
S 1/2  
Section 17

N 1/2 NE 1/4  
N 1/2 NW 1/4  
Section 20

N 1/2 NW 1/4  
Section 21

Township 4 South, Range 3 West, WM

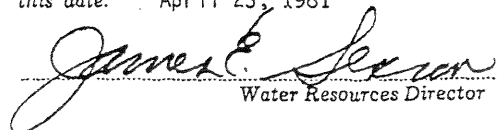
This certificate is issued to correctly describe the location of the spring area and to describe that portion of the water right confirmed by the prior certificate recorded at page 35697, Volume 27, State Record of Water Right Certificates, NOT canceled by the provisions of an order of the Water Resources Director entered on December 29, 1980.

The issuance of this superseding certificate does not confirm the status of the water right in reference to ORS 540.610.

The right to the use of the water for the purposes aforesaid is restricted to the lands or place of use herein described, and is subject to the existing minimum flow policies established by the Water Policy Review Board.

WITNESS the signature of the Water Resources Director, affixed

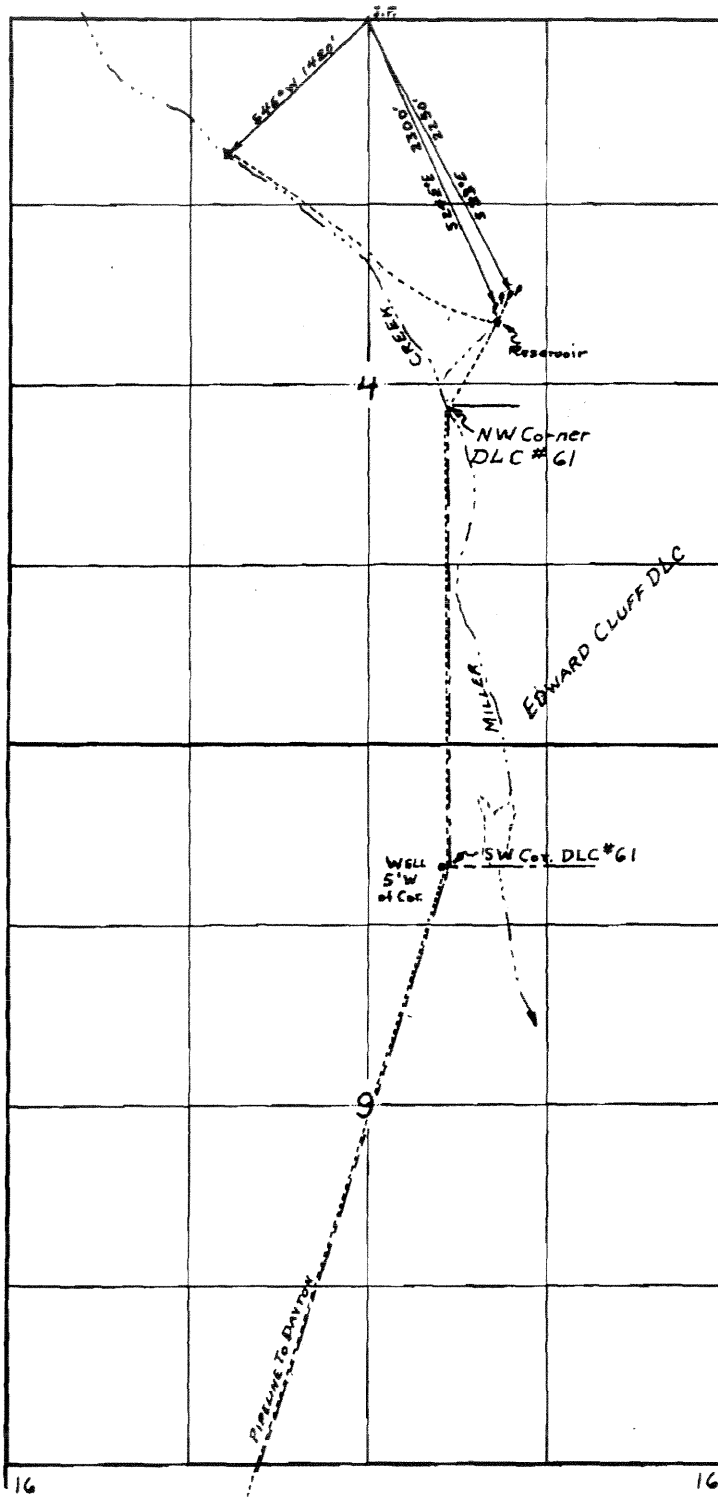
this date. April 23, 1981

  
Water Resources Director

3632A

Recorded in State Record of Water Right Certificates, Volume 44 , page 49959

T4S, R3W WM



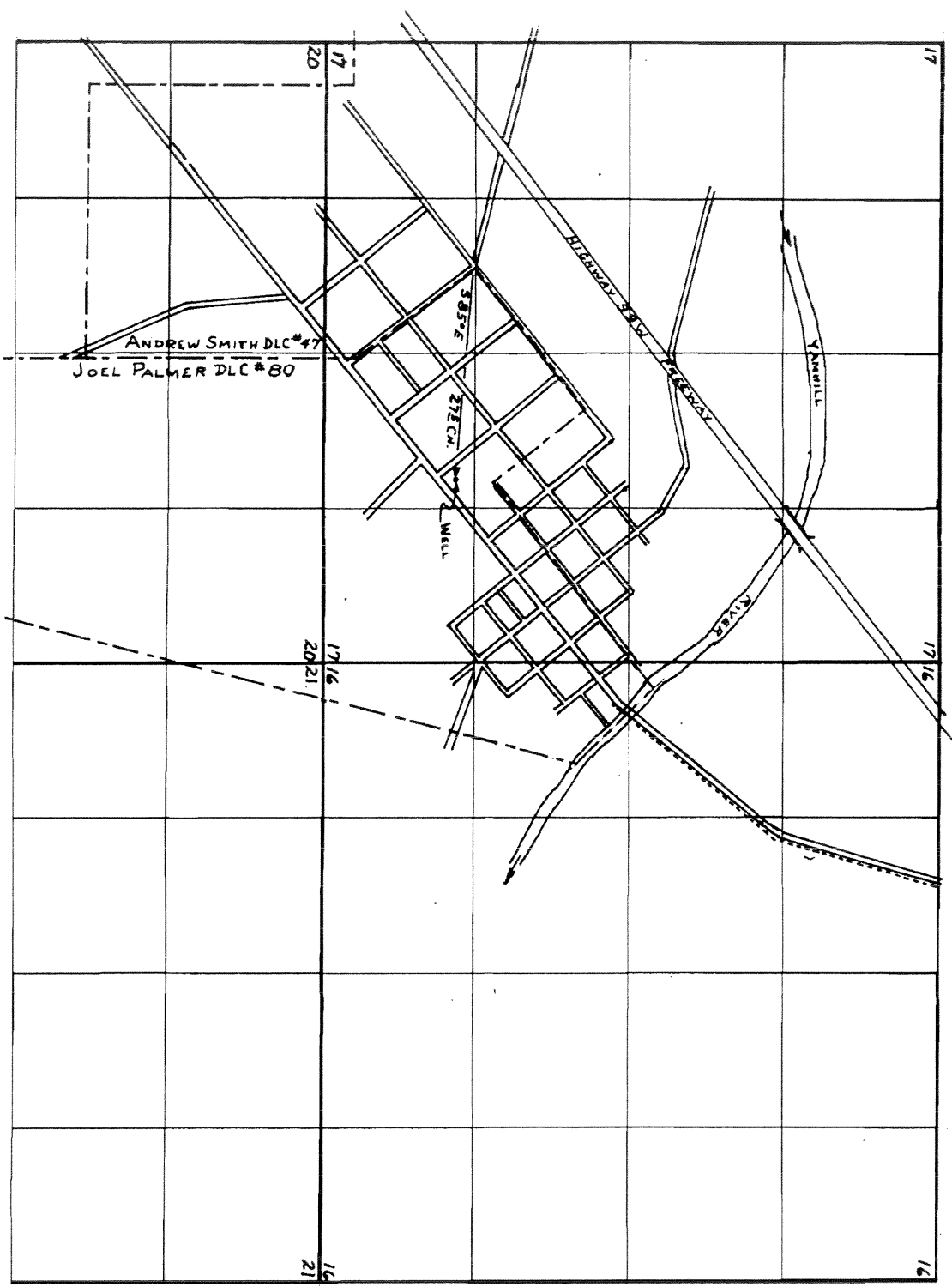
Application No. ~~34218~~  
Permit No. 26950

CITY OF DAYTON MUNICIPAL WATER SUPPLY

Application No. ~~6-1819~~ + ~~6-1820~~

Permit No. ~~6-1663~~ + ~~6-1664~~ DRG 1 OF 2

T4S, R3W WM



Application No. 342/8  
Permit No. 26950

CITY OF DAYTON MUNICIPAL WATER SUPPLY  
Application No. G-1819 & G-1820  
Permit No. -1663 & G-1664

Dec 2012



APPLICATION FOR PERMIT

To appropriate the Public Waters of the State of Oregon

I, City of Dayton (Name of applicant) of Dayton County of Yamhill State of Oregon, do hereby make application for a permit to appropriate the

following described public waters of the State of Oregon, SUBJECT TO EXISTING RIGHTS:

If the applicant is a corporation, give date and place of incorporation

1. The source of the proposed appropriation is Dayton Springs Area and Miller Creek a tributary of Yamhill River

2. The amount of water which the applicant intends to apply to beneficial use is 0.50 cubic feet per second, being 1/2 from the springs and 1/2 from the creek

\*\*3. The use to which the water is to be applied is Municipal

4. The point of diversion is located ft. and ft. from the N 1/4 corner of Section 4 of Township 4 South, Range 3 West WM. Miller Creek - S 46° W, 1420 ft, being within the NE 1/4 NW 1/4 of Section 4 Dayton Springs Area - area extends from point located S 33° E, 2250 ft to a point located S 24.5° E, 2300 ft, being within the SW 1/4 NE 1/4 of Section 4

being within the 3 W of Sec. 4 Tp. 4 S R. 3 W W. M., in the county of Yamhill

5. The existing pipeline from spring area to town is approx. 2.25 miles in length, terminating in the S 1/2 of Sec. 17 Tp. 4 S R. 3 W W. M., the proposed location being shown throughout on the accompanying map.

DESCRIPTION OF WORKS

Diversion Works-

6. (a) Height of dam feet, length on top feet, length at bottom feet; material to be used and character of construction

(b) Description of headgate: Several concrete collector basins are piped into storage tank just below spring area.

(c) If water is to be pumped give general description

\*A different form of application is provided where storage works are contemplated. \*\*Application for permits to appropriate water for the generation of electricity, with the exception of municipalities, must be made to the Hydroelectric Commission.



Municipal or Domestic Supply—

26950

B. (a) To supply the city of Dayton

Franklin County, having a present population of 260 families

and an estimated population of 300 families in 19 70

(b) If for domestic use state number of families to be supplied

(Answer questions B, C, D, E, and F in all cases)

- 11. Estimated cost of proposed works, \$ \_\_\_\_\_
- 12. Construction work will begin on or before Dayton Springs Area system completed and has been in use for approx. 56 years.
- 13. Construction work will be completed on or before Miller Cr. fall 1962
- 14. The water will be completely applied to the proposed use on or before All except Miller Cr. now in use; Miller Cr. to be in full use by fall of 1963

*City of Dayton*  
(Name of Applicant)  
*Robert S. Schulz Mayor*

Remarks: This application is not to constitute a waiver of the city's vested claim to use of water from the Dayton Springs Area.

STATE OF OREGON, }  
 County of Marion, } ss.

This is to certify that I have examined the foregoing application, together with the accompanying maps and data, and return the same for \_\_\_\_\_

In order to retain its priority, this application must be returned to the State Engineer, with corrections on or before \_\_\_\_\_; 19\_\_\_\_\_

WITNESS my hand this \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_\_

STATE ENGINEER

By \_\_\_\_\_ ASSISTANT

PERMIT

STATE OF OREGON, }  
County of Marion, }

This is to certify that I have examined the foregoing application and do hereby grant the same, SUBJECT TO EXISTING RIGHTS and the following limitations and conditions:

The right herein granted is limited to the amount of water which can be applied to beneficial use and shall not exceed 0.50 cubic feet per second measured at the point of diversion from the stream, or its equivalent in case of rotation with other water users, from Dayton Springs and Miller Creek, being 0.25 c.f.s. from each.

The use to which this water is to be applied is municipal

If for irrigation, this appropriation shall be limited to - - of one cubic foot per second or its equivalent for each acre irrigated

and shall be subject to such reasonable rotation system as may be ordered by the proper state officer.

The priority date of this permit is August 9, 1960

Actual construction work shall begin on or before October 20, 1961 and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 1962

Complete application of the water to the proposed use shall be made on or before October 1, 1963

WITNESS my hand this 20<sup>th</sup> day of October, 1960

*Lewis A. Stanley*  
STATE ENGINEER

Application No. 34218  
Permit No. 26950

PERMIT

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF OREGON

This instrument was first received in the office of the State Engineer at Salem, Oregon, on the 9 day of August, 1960, at 9:55 o'clock A. M.

Returned to applicant:

Approved:

October 20, 1960

Recorded in book No. 73 of 26950 Permits on page

LEWIS A. STANLEY  
STATE ENGINEER

Drainage Basin No. 2 page 20A3  
Fees 20.00





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McDougal Well 1

## Water Rights Certificate, Application & Well Log

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STATE OF OREGON
COUNTY OF YAMHILL
CERTIFICATE OF WATER RIGHT

This Is to Certify, That CITY OF DAYTON

of Dayton, State of Oregon, has made proof to the satisfaction of the STATE ENGINEER of Oregon, of a right to the use of the waters of McDougal Well

a tributary of Miller Creek (Yamhill River) for the purpose of municipal use

under Permit No. G-1663 of the State Engineer, and that said right to the use of said waters has been perfected in accordance with the laws of Oregon; that the priority of the right hereby confirmed dates from August 9, 1960

that the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually beneficially used for said purposes, and shall not exceed 0.67 cubic foot per second

or its equivalent in case of rotation, measured at the point of diversion from the stream. The point of diversion is located in the Lot 4 (NW 1/4 NE 1/4), Section 9, T. 4 S., R. 3 W., W. M. Well located 5 feet due West from the SW Corner, Cluff DLC 61.

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, shall be limited to - - - - - of one cubic foot per second per acre,

and shall conform to such reasonable rotation system as may be ordered by the proper state officer.

A description of the place of use under the right hereby confirmed, and to which such right is appurtenant, is as follows:

- W 1/2 NE 1/4, N 1/2 SW 1/4, SE 1/4 SW 1/4, W 1/2 SE 1/4, Section 9
SW 1/4 NW 1/4, SW 1/4, Section 16, T. 4 S., R. 3 W., W. M.
S 1/2 NE 1/4, S 1/2 NW 1/4, S 1/2, Section 17
N 1/2 NE 1/4, N 1/2 NW 1/4, Section 20
N 1/2 NW 1/4, Section 21, T. 4 S., R. 3 W., W. M.

The right to the use of the water for the purposes aforesaid is restricted to the lands or place of use herein described.

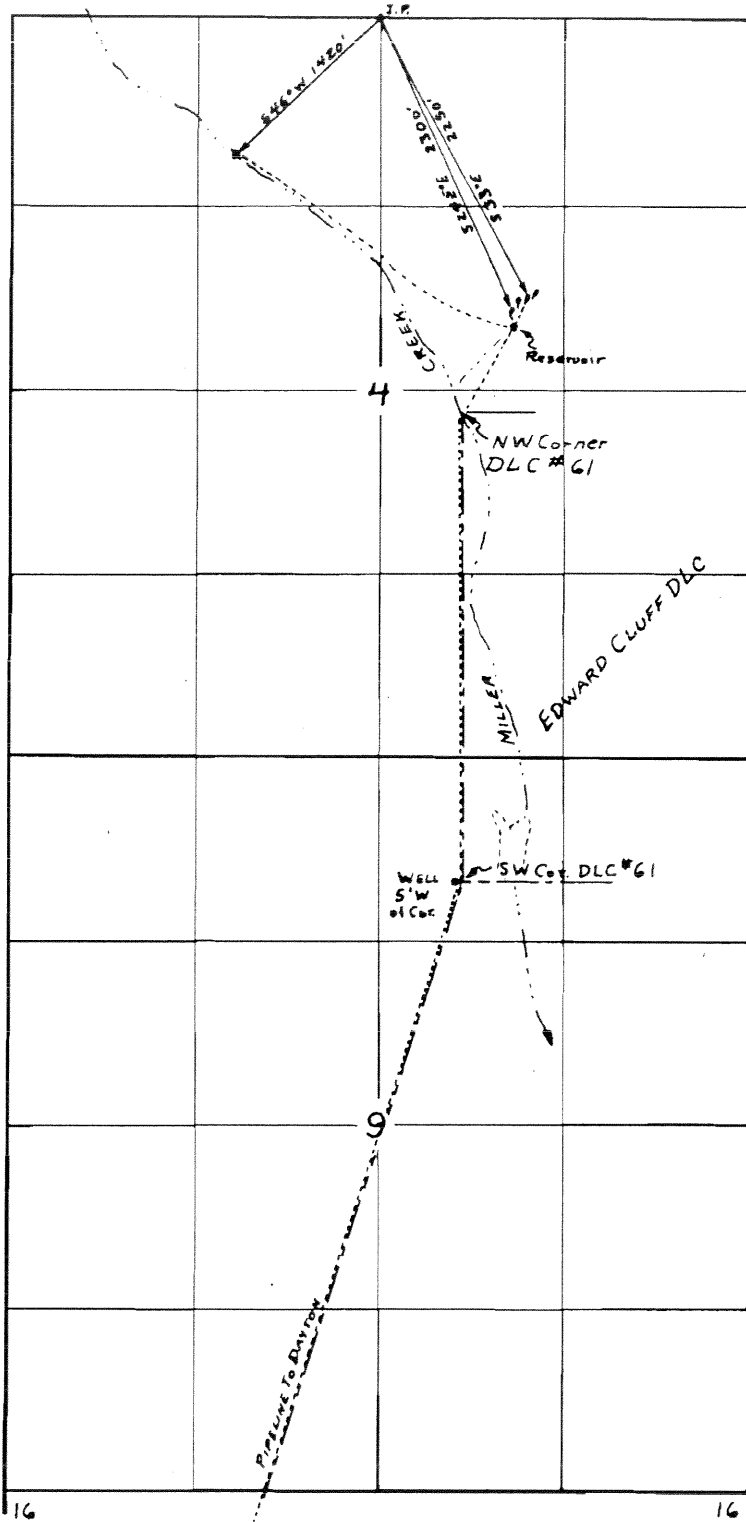
WITNESS the signature of the State Engineer, affixed

this date, January 31, 1969

CHRIS L. WHEELER, State Engineer

McDougal #1

T4S, R3W WM



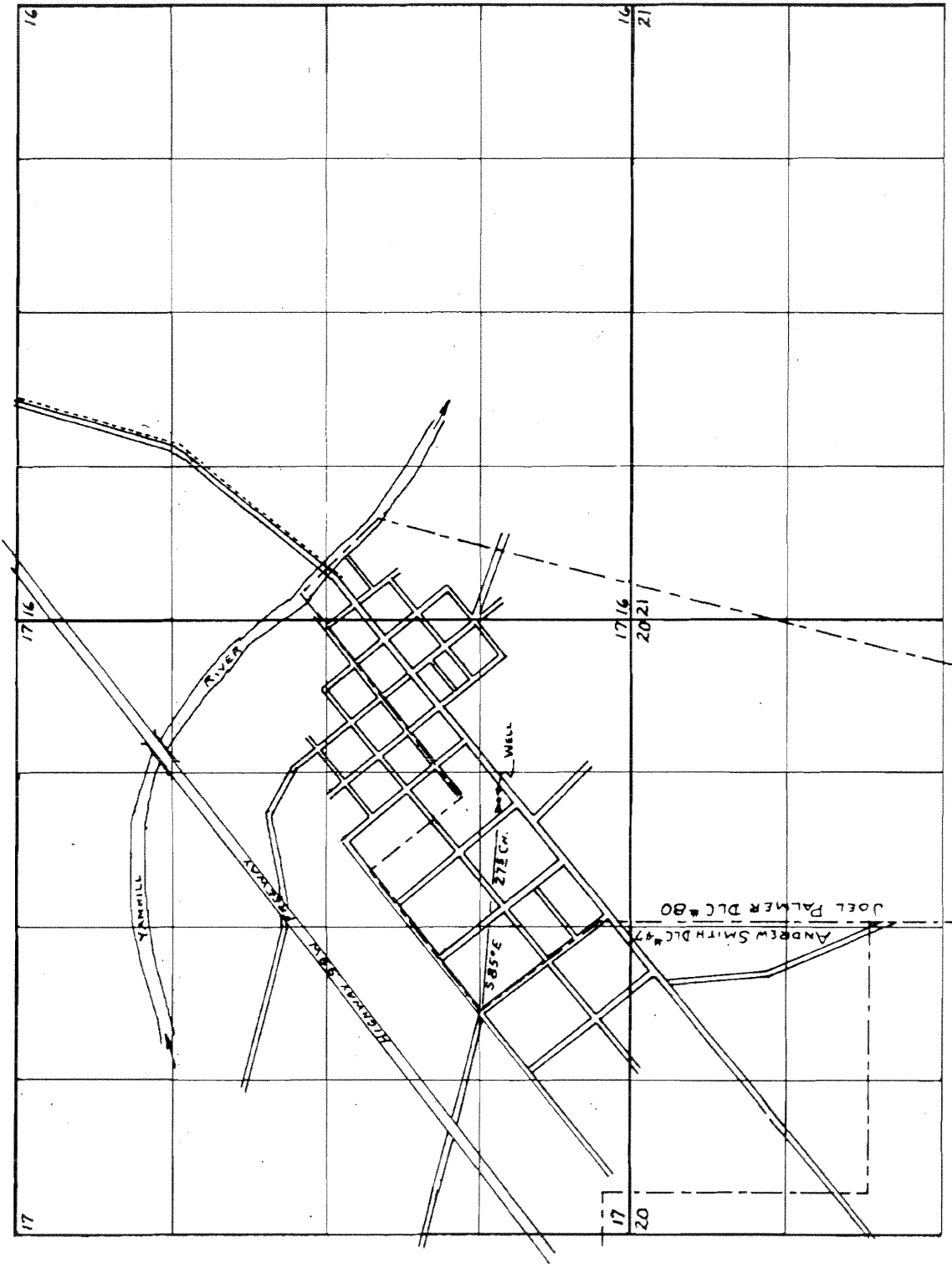
34218  
26950

CITY OF DAYTON MUNICIPAL WATER SUPPLY

6-1819 + 6-1820

6-1663 + 6-1664 DRG 1 OF 2

T4S, R3W WM



34218  
26950

CITY OF DAYTON MUNICIPAL WATER SUPPLY

Map No. G-1819 & G-1820  
G-1663 & G-1664

DRG 2 OF 2

Permit No. G- 1663

APPLICATION FOR A PERMIT

To Appropriate the Ground Waters of the State of Oregon

I, City of Dayton (Name of applicant) of Dayton (Postoffice Address), county of Yamhill state of Oregon, do hereby make application for a permit to appropriate the following described ground waters of the state of Oregon, SUBJECT TO EXISTING RIGHTS:

If the applicant is a corporation, give date and place of incorporation

1. Give name of nearest stream to which the well, tunnel or other source of water development is situated Miller Creek (Name of stream) tributary of Yamhill River

2. The amount of water which the applicant intends to apply to beneficial use is cubic feet per second or 300 gallons per minute.

3. The use to which the water is to be applied is Municipal

4. The well or other source is located ft. and ft. from the corner of (N or S) (E or W) (Section or subdivision)

5 ft due West from the S. W. Corner of the Edward Cluff DLC #61 (If preferable, give distance and bearing to section corner)

If there is more than one well, each must be described. Use separate sheet if necessary. being within the NW 1/4 NE 1/4 of Sec. 9, Twp. 4 S, R. 3 W W. M. in the county of Yamhill

5. The existing pipeline is approx. 2 miles from well to city (Canal or pipe line) in length, terminating in the S 1/2 of Sec. 17, Twp. 4 S (Smallest legal subdivision)

R. 3 W W. M. the proposed location being shown throughout on the accompanying map.

6. The name of the well or other works is McDougal Well

DESCRIPTION OF WORKS

7. If the flow to be utilized is artesian, the works to be used for the control and conservation of the supply when not in use must be described. Not applicable

8. The development will consist of one drilled well having a diameter of 10 inches and an estimated depth of 90+ feet. It is estimated that all feet of the well will require steel casing. Depth to water table is estimated 20 feet. this well was constructed and put into use during 1949

CANAL SYSTEM OR PIPE LINE—

9. (a) Give dimensions at each point of canal where materially changed in size, stating miles from headgate. At headgate: width on top (at water line) \_\_\_\_\_ feet; width on bottom \_\_\_\_\_ feet; depth of water \_\_\_\_\_ feet; grade \_\_\_\_\_ feet fall per one thousand feet.

(b) At \_\_\_\_\_ miles from headgate: width on top (at water line) \_\_\_\_\_ feet; width on bottom \_\_\_\_\_ feet; depth of water \_\_\_\_\_ feet; grade \_\_\_\_\_ feet fall per one thousand feet.

(c) Length of pipe, \_\_\_\_\_ ft.; size at intake, \_\_\_\_\_ in.; in size at \_\_\_\_\_ ft. from intake \_\_\_\_\_ in.; size at place of use \_\_\_\_\_ in.; difference in elevation between intake and place of use, \_\_\_\_\_ ft. Is grade uniform? \_\_\_\_\_ Estimated capacity, \_\_\_\_\_ sec. ft.

10. If pumps are to be used, give size and type 300 GPM Turbine

Give horsepower and type of motor or engine to be used 30 H. P. Electric Motor

11. If the location of the well, tunnel, or other development work is less than one-fourth mile from a natural stream or stream channel, give the distance to the nearest point on each of such channels and the difference in elevation between the stream bed and the ground surface at the source of development

well is approx. 600 ft West of Miller Cr. and is about 50 to 60 ft above it.

12. Location of area to be irrigated, or place of use \_\_\_\_\_

Township N or S	Range E or W of Willamette Meridian	Section	Forty-acre Tract	Number Acres To Be Irrigated
4 S	3 W	16	SW $\frac{1}{4}$ NW $\frac{1}{4}$ W $\frac{1}{2}$ SW $\frac{1}{4}$	Municipal
		17	S $\frac{3}{4}$	
		20	N $\frac{1}{4}$	

(If more space required, attach separate sheet)

Character of soil \_\_\_\_\_

Kind of crops raised \_\_\_\_\_

MUNICIPAL SUPPLY—

1663

13. To supply the city of Dayton  
in Taswell county, having a present population of 260 families  
and an estimated population of 300 families in 1970.

ANSWER QUESTIONS 14, 15, 16, 17 AND 18 IN ALL CASES

- 14. Estimated cost of proposed works, \$.....
- 15. Construction work will begin on or before .....
- 16. Construction work will be completed on or before .....
- 17. The water will be completely applied to the proposed use on or before Complete and in use since 1949.
- 18. If the ground water supply is supplemental to an existing water supply, identify any application for permit, permit, certificate or adjudicated right to appropriate water, made or held by the applicant. water also used from the Dayton Springs Area and from the City Well

*City of Dayton Robert Blumenthal Mayor*  
(Signature of applicant)

Remarks: .....

STATE OF OREGON, }  
County of Marion, } ss.

This is to certify that I have examined the foregoing application, together with the accompanying maps and data, and return the same for .....

In order to retain its priority, this application must be returned to the State Engineer, with corrections on or before ....., 19...

WITNESS my hand this ..... day of ....., 19 .....

STATE ENGINEER

By ..... ASSISTANT

STATE OF OREGON,

PERMIT

County of Marion,

} ss.

This is to certify that I have examined the foregoing application and do hereby grant the same, SUBJECT TO EXISTING RIGHTS and the following limitations and conditions:

The right herein granted is limited to the amount of water which can be applied to beneficial use and shall not exceed 0.97 cubic feet per second measured at the point of diversion from the well or source of appropriation, or its equivalent in case of rotation with other water users, from

The use to which this water is to be applied is municipal

If for irrigation, this appropriation shall be limited to of one cubic foot per second or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed acre feet per acre for each acre irrigated during the irrigation season of each year;

and shall be subject to such reasonable rotation system as may be ordered by the proper state officer.

The well shall be cased as necessary in accordance with good practice and if the flow is artesian the works shall include proper capping and control valve to prevent the waste of ground water.

The works constructed shall include an air line and pressure gauge or an access port for measuring line, adequate to determine water level elevation in the well at all times.

The permittee shall install and maintain a weir, meter, or other suitable measuring device, and shall keep a complete record of the amount of ground water withdrawn.

The priority date of this permit is

Actual construction work shall begin on or before and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 19

Complete application of the water to the proposed use shall be made on or before October 1, 19

WITNESS my hand this day of 19

STATE ENGINEER

Application No. G- 1819

Permit No. G- 1663

PERMIT

TO APPROPRIATE THE GROUND WATERS OF THE STATE OF OREGON

This instrument was first received in the office of the State Engineer at Salem, Oregon, on the 9 day of August 1960, at 9:55 o'clock A. M.

Returned to applicant:

Approved:

September 20, 1960 Recorded in book No. 7 of 1663 Ground Water Permits on page

LETIS A. STANLEY STATE ENGINEER

Drainage Basin No. 2 page 96E

State Printing

2002

STATE ENGINEER  
Salem, Oregon

*YAMHILL* Well Record  
*5280*

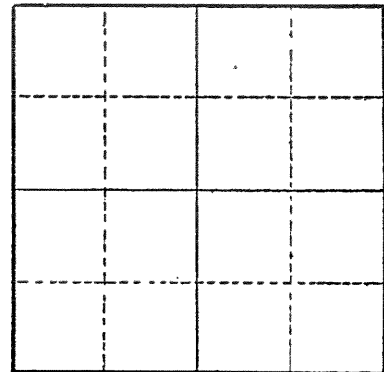
STATE WELL NO. *4/3W-9B*  
COUNTY *Yamhill*  
APPLICATION NO. *9-1519*

OWNER: *City of Dayton* MAILING ADDRESS: *Box 222*

LOCATION OF WELL: Owner's No. *McDougal* CITY AND STATE: *Dayton, Oregon*

*NW* ¼ *NE* ¼ Sec. *9* T. *4* S., R. *3* W., W.M.

Bearing and distance from section or subdivision corner *5' W. from the S.W. cor. of the E. Cluff DLC #61.*



Section *9*

Altitude at well *155 ft.*

TYPE OF WELL: *Drilled* Date Constructed *1949*

Depth drilled *208 ft.* Depth cased *91'8"*

CASING RECORD: *12 inch*  
*10 inch perforated liner to 120'*

FINISH:  
*Perforated*

AQUIFERS:

WATER LEVEL:  
*20 ft.*

PUMPING EQUIPMENT: Type *Turbine* H.P. *30*  
Capacity *300* G.P.M.

WELL TESTS:  
Drawdown ..... ft. after ..... hours ..... G.P.M.  
Drawdown ..... ft. after ..... hours ..... G.P.M.

USE OF WATER *Municipal* Temp. .... °F., 19...  
SOURCE OF INFORMATION *Belated registration statement*  
DRILLER or DIGGER ~~W. J. Janssen~~ *A. M. Janssen*

ADDITIONAL DATA:  
Log ..... Water Level Measurements ..... Chemical Analysis ..... Aquifer Test .....

REMARKS:  
Log: *Brown clay* 0 to 35 ft.  
*Red clay* 35 to 51 ft.  
*Cemented gravel* 51 to 66 ft.  
*Boulders* 66 to 76 ft.  
*Sand* 76 to 79 ft.  
*Rock* 79 to 89 ft.  
*Black sand* 89 to 90 ft.  
*Rock* 90 to 110 ft.  
*Clay & rock* 110 to 200 ft. State Printing 89316  
*Lava rock (water)* 200 to 208 ft.

*McDougal #1*



SANITARY ENGINEERING LABORATORY

REPORT OF MINERAL ANALYSIS OF WATER

Location of source layton Description of source Well #1

Analysis by MHP Date 5/27/54 Collected by JLA Date 4/20/54

RESULTS

	<u>Parts per million</u>
Turbidity	12
Color: Apparent <u>27</u>	True _____
Odor: Hot _____	Cold _____
Total Solids	101
Loss on Ignition	10
Silicon (SiO <sub>2</sub> )	3.2
Chloride (Cl)	3.5
Sulfate (SO <sub>4</sub> )	3.8
Calcium (Ca)	4.5
Magnesium (Mg)	4.5
Aluminum (Al)	0
Orthophosphates (PO <sub>4</sub> )	.5
Metaphosphates (PO <sub>3</sub> ) <sub>6</sub>	_____
Alkalinity (as CaCO <sub>3</sub> ): Carbonate	0
Bicarbonate	29
Hardness (as CaCO <sub>3</sub> )	23
Sodium <del>and Potassium</del> (as Na)	7.4
Iron (Fe)	5
Manganese (Mn)	.1
Fluoride (F)	0.2
Carbon Dioxide (CO <sub>2</sub> )	2.4
pH <u>7.4</u>	

Remarks \_\_\_\_\_







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McDougal Well 2

## Water Rights Certificate, Application & Well Log

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STATE OF OREGON

COUNTY OF YAMHILL

CERTIFICATE OF WATER RIGHT

This Is to Certify, That CITY OF DAYTON

Rena B. Will, Recorder of P.O. Box 338, Dayton, State of Oregon, 97114, has made proof to the satisfaction of the Water Resources Director, of a right to the use of the waters of Well No. 2

a tributary of Miller Creek for the purpose of municipal

under Permit No. G-5466 and that said right to the use of said waters has been perfected in accordance with the laws of Oregon; that the priority of the right hereby confirmed dates from March 13, 1972 that the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually beneficially used for said purposes, and shall not exceed 0.17 cubic foot per second

or its equivalent in case of rotation, measured at the point of diversion from the well. The well is located in the Lot 4 (NW 1/4 NE 1/4), Section 9, T. 4 S., R. 3 W., W. M., 200 feet North and 20 feet West from the SW Corner, Cluff DLC 61

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, shall be limited to ----- of one cubic foot per second per acre,

and shall conform to such reasonable rotation system as may be ordered by the proper state officer.

A description of the place of use under the right hereby confirmed, and to which such right is appurtenant, is as follows:

- |               |                         |
|---------------|-------------------------|
| SW 1/4 NE 1/4 | S 1/2 NE 1/4            |
| S 1/2 NW 1/4  | N 1/2 SE 1/4            |
| SE 1/4 SW 1/4 | Section 18              |
| NW 1/4 SE 1/4 | NW 1/4 NE 1/4           |
| Section 9     | N 1/2 NW 1/4            |
| SW 1/4 NW 1/4 | Section 20              |
| SW 1/4        | N 1/2 NW 1/4            |
| Section 16    | Section 21              |
| S 1/2 N 1/2   | T. 4 S., R. 3 W., W. M. |
| S 1/2         |                         |
| Section 17    |                         |

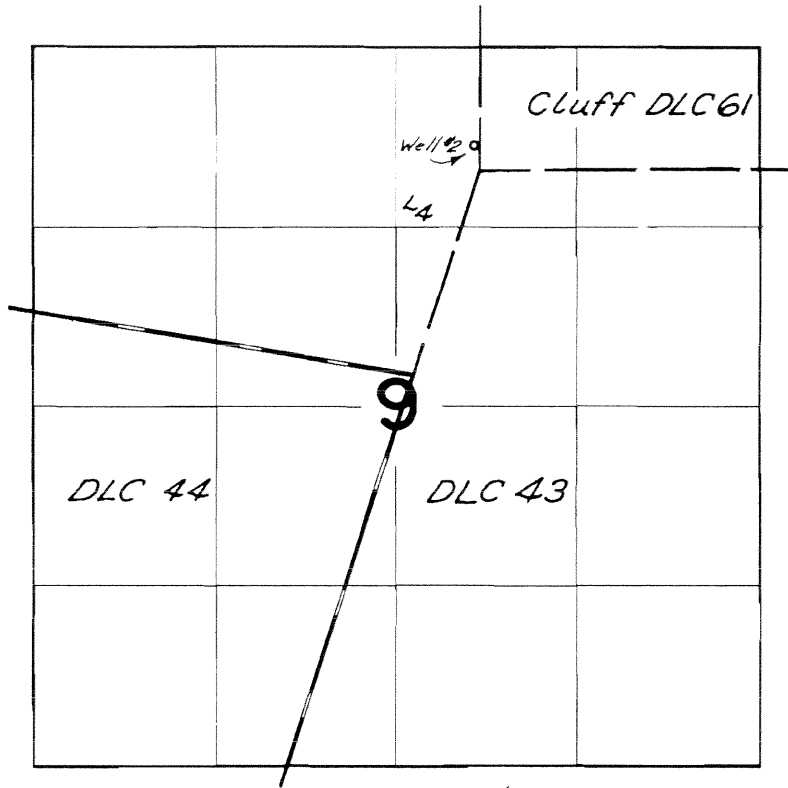
The right to the use of the water for the purposes aforesaid is restricted to the lands or place of use herein described.

WITNESS the signature of the Water Resources Director, affixed this date. January 19, 1979

[Handwritten Signature] Water Resources Director

McDougal #2

# T.4 S., R. 3 W., W.M.



Well #2 Loc.: 200 ft. N. & 20 ft. E. from SW Cor. DLC 61

## FINAL PROOF SURVEY UNDER

Application No. G-5646 Permit No. G-5466  
IN NAME OF

City of Dayton

Surveyed Apr. 1, 1976, by L. H. Nunn

DFQ-2LL-213 & 215 *alB*



RECEIVED  
OCT 1971  
STATE ENGINEER  
SALEM, OREGON

RECEIVED  
OCT 1971  
STATE ENGINEER  
SALEM, OREGON

Permit No. G-5406

APPLICATION FOR A PERMIT

CERTIFICATE NO. 47233

## To Appropriate the Ground Waters of the State of Oregon

I, City of Dayton Rena R. Mill, Recorder  
(Name of applicant)  
of P.O. Box 338 Dayton, Oregon 97114, county of Yamhill,  
(Postoffice Address)  
state of Oregon, do hereby make application for a permit to appropriate the following described ground waters of the state of Oregon, SUBJECT TO EXISTING RIGHTS:

If the applicant is a corporation, give date and place of incorporation

1. Give name of nearest stream to which the well, tunnel or other source of water development is situated Miller Creek (Yamhill River)  
(Name of stream)

tributary of Yamhill River

2. The amount of water which the applicant intends to apply to beneficial use is \_\_\_\_\_ cubic feet per second or 75 gallons per minute.

3. The use to which the water is to be applied is municipal

4. The well or other source is located 135 ft. N. and 5 ft. W. from the corner of SW Corner, Cluff D1C 61  
(N. or S.) (E. or W.) (Section or subdivision)

135 Ft. N of McDougal Well  
(If preferable, give distance and bearing to section corner)

(If there is more than one well, each must be described. Use separate sheet if necessary.)

being within the Lot 4 (NW 1/4 NE 1/4) of Sec. 9, Twp. 4 S, R. 3 W, W. M., in the county of Yamhill

5. The \_\_\_\_\_ to be \_\_\_\_\_ miles  
(Canal or pipe line)  
in length, terminating in the \_\_\_\_\_ of Sec. \_\_\_\_\_, Twp. \_\_\_\_\_, R. \_\_\_\_\_, W. M., the proposed location being shown throughout on the accompanying map.  
(Smallest legal subdivision)

6. The name of the well or other works is Well #2

### DESCRIPTION OF WORKS

7. If the flow to be utilized is artesian, the works to be used for the control and conservation of the supply when not in use must be described.

8. The development will consist of 1 well having a diameter of 6 inches and an estimated depth of 219 feet. It is estimated that 219 feet of the well will require 6" Steel casing. Depth to water table is estimated \_\_\_\_\_  
(Give number of wells, tunnels, etc.) (Kind) (Feet)

CANAL SYSTEM OR PIPE LINE—

9. (a) Give dimensions at each point of canal where materially changed in size, stating miles from headgate. At headgate: width on top (at water line) ..... feet; width on bottom ..... feet; depth of water ..... feet; grade ..... feet fall per one thousand feet.

(b) At ..... miles from headgate: width on top (at water line) ..... feet; width on bottom ..... feet; depth of water ..... feet; grade ..... feet fall per one thousand feet.

(c) Length of pipe, ..... 10 ..... ft.; size at intake ..... 2 1/2 ..... in.; in size at ..... 10 ..... ft. from intake ..... 2 1/2 ..... in.; size at place of use ..... 2 ..... in.; difference in elevation between intake and place of use, ..... 0 ..... ft. Is grade uniform? ..... Yes ..... Estimated capacity, 66 Gal. Min. .... sec. ft.

10. If pumps are to be used, give size and type ..... 10hp ..... Submersible

Give horsepower and type of motor or engine to be used ..... 10 hp

11. If the location of the well, tunnel, or other development work is less than one-fourth mile from a natural stream or stream channel, give the distance to the nearest point on each of such channels and the difference in elevation between the stream bed and the ground surface at the source of development

12. Location of area to be irrigated, or place of use ..... City of Dayton ..... Municipal

Township N or S.	Range E. or W. of Willamette Meridian	Section	Forty-acre Tract	Number Acres To Be Irrigated
<i>Same as other well for City of Dayton</i>				
4S	3W	9	W 1/2 NE 1/4 N 1/2 SW 1/4 SE 1/4 SW 1/4 W 1/2 SE 1/4 SW 1/4 NW 1/4	
		16	SW 1/4	
		17	S 1/2 NE 1/4 S 1/2 NW 1/4	
		20	S 1/2 N 1/2 NE 1/4 N 1/2 NW 1/4	
		21	N 1/2 NW 1/4	

(If more space required, attach separate sheet)

Character of soil .....

Kind of crops raised .....

MUNICIPAL SUPPLY—

13. To supply the city of Dayton, Oregon  
in Yamhill county, having a present population of 1022  
and an estimated population of 1032 in 1972

ANSWER QUESTIONS 14, 15, 16, 17 AND 18 IN ALL CASES

- 14. Estimated cost of proposed works, \$4,895.35
- 15. Construction work will begin on or before 10-25-70
- 16. Construction work will be completed on or before 11-27-70 Pump installed July 15, 1971
- 17. The water will be completely applied to the proposed use on or before 08-01-71
- 18. If the ground water supply is supplemental to an existing water supply, identify any application for permit, permit, certificate or adjudicated right to appropriate water, made or held by the applicant. Permit #G-1663, 26950, G-1664

*City of Dayton Lane B. Will Recorder*  
(Signature of applicant)

Remarks: \_\_\_\_\_  
\_\_\_\_\_  
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\_\_\_\_\_

STATE OF OREGON, }  
County of Marion, } ss.

This is to certify that I have examined the foregoing application, together with the accompanying maps and data, and return the same for correction and completion

In order to retain its priority, this application must be returned to the State Engineer, with corrections on or before January 31, 1972.

WITNESS my hand this 1st day of December, 1971.

RECEIVED  
MAR 13 1972  
STATE ENGINEER  
SALEM OREGON

CHRIS L. WHEELER STATE ENGINEER  
By *T. Shook* Thomas E. Shook ASSISTANT

STATE OF OREGON, }  
County of Marion, } ss.

PERMIT

This is to certify that I have examined the foregoing application and do hereby grant the same, SUBJECT TO EXISTING RIGHTS and the following limitations and conditions:

The right herein granted is limited to the amount of water which can be applied to beneficial use and shall not exceed 0.17 cubic feet per second measured at the point of diversion from the well or source of appropriation, or its equivalent in case of rotation with other water users, from Well #2

The use to which this water is to be applied is municipal

If for irrigation, this appropriation shall be limited to ..... of one cubic foot per second or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed ..... acre feet per acre for each acre irrigated during the irrigation season of each year;

and shall be subject to such reasonable rotation system as may be ordered by the proper state officer.

The well shall be cased as necessary in accordance with good practice and if the flow is artesian the works shall include proper capping and control valve to prevent the waste of ground water.

The works constructed shall include an air line and pressure gauge or an access port for measuring line, adequate to determine water level elevation in the well at all times.

The permittee shall install and maintain a weir, meter, or other suitable measuring device, and shall keep a complete record of the amount of ground water withdrawn.

The priority date of this permit is March 13, 1972

Actual construction work shall begin on or before February 21, 1976 and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 1976

Complete application of the water to the proposed use shall be made on or before October 1, 1977

WITNESS my hand this 21st day of February, 1975

*[Signature]*

STATE ENGINEER

Application No. G. 5646  
Permit No. G. C 5406

PERMIT

TO APPROPRIATE THE GROUND  
WATERS OF THE STATE  
OF OREGON

This instrument was first received in the office of the State Engineer at Salem, Oregon, on the 15th day of October 1971, at 11:15 o'clock A. M.

Returned to applicant:

Approved:

February 21, 1975

Recorded in book No. .... of

Ground Water Permits on page C 5406

CHRIS L. WHEELER  
STATE ENGINEER

Drainage Basin No. 2 page 12A

12500











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Post Office Well

## Water Rights Certificate, Application & Well Log

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STATE OF OREGON
COUNTY OF YAMHILL
CERTIFICATE OF WATER RIGHT

This Is to Certify, That CITY OF DAYTON

of Dayton, State of Oregon, has made proof to the satisfaction of the STATE ENGINEER of Oregon, of a right to the use of the waters of Town Well

a tributary of Palmer Creek (Yamhill River) for the purpose of municipal use

under Permit No. G-1664 of the State Engineer, and that said right to the use of said waters has been perfected in accordance with the laws of Oregon; that the priority of the right hereby confirmed dates from August 9, 1960

that the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually beneficially used for said purposes, and shall not exceed 0.50 cubic foot per second

or its equivalent in case of rotation, measured at the point of diversion from the stream. The point of diversion is located in the SW 1/4 SE 1/4, as projected within Palmer DLC 80, Section 17, T. 4 S., R. 3 W., W. M. Well located South 85° East 27.5 chains from the most Westerly corner of Palmer DLC 80. The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, shall be limited to - - - - - of one cubic foot per second per acre,

and shall conform to such reasonable rotation system as may be ordered by the proper state officer.

A description of the place of use under the right hereby confirmed, and to which such right is appurtenant, is as follows:

W 1/2 NE 1/4
N 1/2 SW 1/4
SE 1/4 SW 1/4
W 1/2 SE 1/4
Section 9
SW 1/4 NW 1/4
SW 1/4
Section 16
T. 4 S., R. 3 W., W. M.
S 1/2 NE 1/4
S 1/2 NW 1/4
S 1/2
Section 17
N 1/2 NE 1/4
N 1/2 NW 1/4
Section 20
N 1/2 NW 1/4
Section 21
T. 4 S., R. 3 W., W. M.

The right to the use of the water for the purposes aforesaid is restricted to the lands or place of use herein described.

WITNESS the signature of the State Engineer, affixed

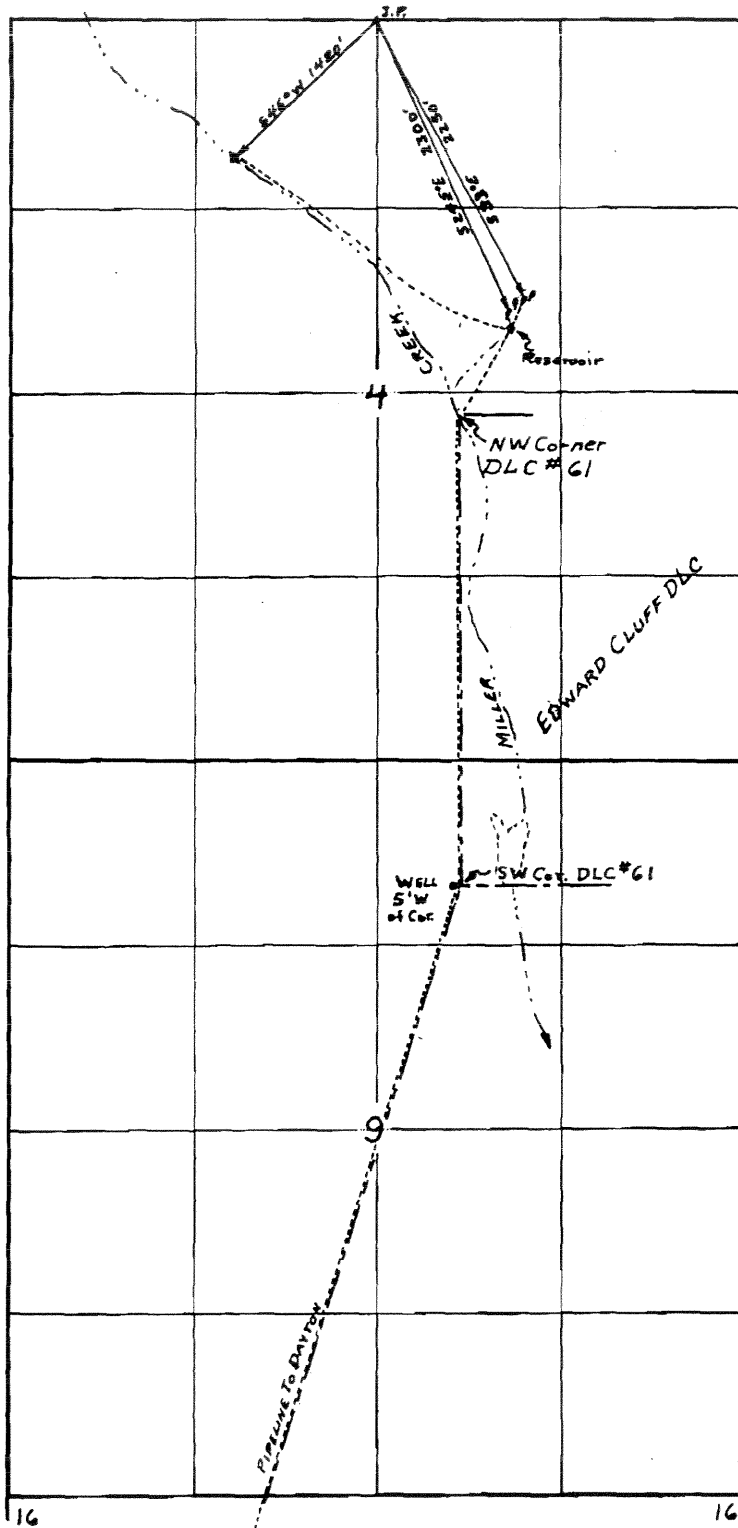
this date. January 31, 1969

CHRIS L. WHEELER

State Engineer

post office well

T4S, R3W WM



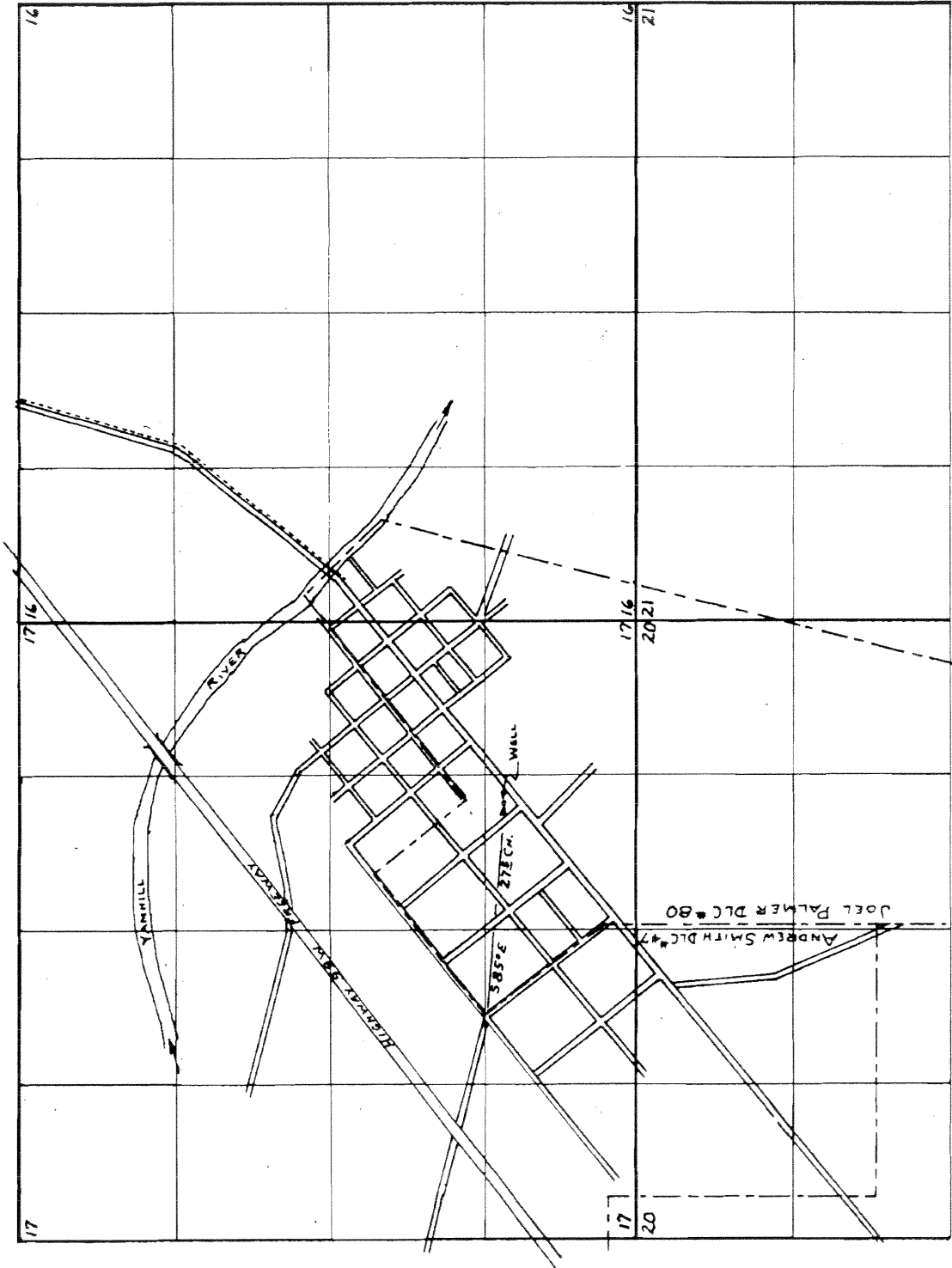
Application No. 34218  
Permit No. 26950

CITY OF DAYTON MUNICIPAL WATER SUPPLY

Application No. 6-1819 & 6-1820

Permit No. 6-1663 & 6-1664 DRG 1 OF 2

T4S, R3W WM



CITY OF DAYTON MUNICIPAL WATER SUPPLY  
No. 6-1819 & 6-1820  
6-1663 & 6-1664

DRG 2 OF 2

34218  
26950

Permit No. G-1664

APPLICATION FOR A PERMIT

To appropriate the Ground Waters of the State of Oregon

I, City of Dayton (Name of applicant) of Dayton (Postoffice Address), county of Yamhill state of Oregon, do hereby make application for a permit to appropriate the following described ground waters of the state of Oregon, SUBJECT TO EXISTING RIGHTS:

If the applicant is a corporation, give date and place of incorporation

1. Give name of nearest stream to which the well, tunnel or other source of water development is situated Palmer Cr. (Name of stream) tributary of Yamhill River

2. The amount of water which the applicant intends to apply to beneficial use is 300 cubic feet per second or 300 gallons per minute.

3. The use to which the water is to be applied is Municipal

4. The well or other source is located ft. and ft. from the corner of (Section or subdivision)

S 35° E a distance of 27.5 Chains from the most Westerly corner of the Joel (If preferable, give distance and bearing to section corner)

Palmer DLC #80

If there is more than one well, each must be described. Use separate sheet if necessary.

being within the SW 1/4 SE 1/4 of Sec. 17, Twp. 4 S, R. 3 W, W. M. in the county of Yamhill

5. The Well near center of municipal system to be in length terminating in the of Sec. Twp. (Smallest legal subdivision)

R. W. M. the proposed location being shown throughout on the accompanying map.

6. The name of the well or other works is Town Well

DESCRIPTION OF WORKS

7. If the flow to be utilized is artesian, the works to be used for the control and conservation of the supply when not in use must be described.

Not Applicable

8. The development will consist of one drilled well having a diameter of 10 inches and an estimated depth of 190+ feet. It is estimated that all feet of the well will require Steel casing. Depth to water table is estimated Well constructed by Wilcox in 1953 and placed in service same year.



MUNICIPAL SUPPLY—

13. To supply the city of Dayton  
in Yamhill county, having a present population of 260 Families  
and an estimated population of 300 Families in 1970.

ANSWER QUESTIONS 14, 15, 16, 17 AND 18 IN ALL CASES

- 14. Estimated cost of proposed works, \$.....
- 15. Construction work will begin on or before .....
- 16. Construction work will be completed on or before .....
- 17. The water will be completely applied to the proposed use on or before System completed and in full use since 1953
- 18. If the ground water supply is supplemental to an existing water supply, identify any application for permit, permit, certificate or adjudicated right to appropriate water, made or held by the applicant. Water also used from the Dayton Springs Area and the McDougal Well

*City of Dayton Robert St. Hill*  
(Signature of applicant)

Remarks: .....

STATE OF OREGON, }  
County of Marion. } ss.

This is to certify that I have examined the foregoing application, together with the accompanying maps and data, and return the same for .....

In order to retain its priority, this application must be returned to the State Engineer, with corrections on or before ....., 19 .....

WITNESS my hand this ..... day of ....., 19 .....

STATE ENGINEER

By ..... ASSISTANT



STATE OF OREGON.

PERMIT

County of Marion.

This is to certify that I have examined the foregoing application and do hereby grant the same, SUBJECT TO EXISTING RIGHTS and the following limitations and conditions:

The right herein granted is limited to the amount of water which can be applied to beneficial use and shall not exceed 0.67 cubic feet per second measured at the point of diversion from the well or source of appropriation, or its equivalent in case of rotation with other water users, from

The use to which this water is to be applied is

If for irrigation, this appropriation shall be limited to of one cubic foot per second or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed acre feet per acre for each acre irrigated during the irrigation season of each year:

and shall be subject to such reasonable rotation system as may be ordered by the proper state officer.

The well shall be cased as necessary in accordance with good practice and if the flow is artesian the works shall include proper capping and control valve to prevent the waste of ground water.

The works constructed shall include an air line and pressure gauge or an access port for measuring line, adequate to determine water level elevation in the well at all times.

The permittee shall install and maintain a weir, meter, or other suitable measuring device, and shall keep a complete record of the amount of ground water withdrawn.

The priority date of this permit is

Actual construction work shall begin on or before and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 19

Complete application of the water to the proposed use shall be made on or before October 1, 19

WITNESS my hand this day of 19

STATE ENGINEER

Application No. G- 1520

Permit No. G- 1664

PERMIT

TO APPROPRIATE THE GROUND WATERS OF THE STATE OF OREGON

This instrument was first received in the office of the State Engineer at Salem, Oregon, on the 9 day of August 1960, at 9:55 o'clock A. M.

Returned to applicant:

Approved: September 20, 1960

Recorded in book No. 7 of 1661 Ground Water Permits on page

LEWIS A. STANLEY STATE ENGINEER

Drainage Basin No. 2 page 26E

State Printing

20 00

**YAMHILL**  
5338

**WATER WELL REPORT**

STATE OF OREGON

B1820

State Well No. 73W-170

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

**(1) OWNER:**

Name Dayton, City of  
Address \_\_\_\_\_

**(2) LOCATION OF WELL:**

County Yamhill Owner's number, if any—  
SW 1/4 SE 1/4 Section 17 T. 45 R. 3W 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.

**(4) PROPOSED USE (check):**

Domestic  Industrial  Municipal   
Irrigation  Test Well  Other

**(5) TYPE OF WELL:**

Rotary  Driven   
Cable  Jetted   
Dug  Bored

**(6) CASING INSTALLED:**

Threaded  Welded   
10" Diam. from 0 ft. to 155 ft. Gage \_\_\_\_\_  
" Diam. from \_\_\_\_\_ ft. to \_\_\_\_\_ ft. Gage \_\_\_\_\_  
" Diam. from \_\_\_\_\_ ft. to \_\_\_\_\_ ft. Gage \_\_\_\_\_

**(7) PERFORATIONS:**

Perforated?  Yes  No  
Type of perforator used \_\_\_\_\_  
No. of perforations in. by in.  
\_\_\_\_\_ perforations from 72 ft. to 101 ft.  
\_\_\_\_\_ perforations from 117 ft. to 131 ft.  
\_\_\_\_\_ perforations from 135 ft. to 155 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.  
Diam. \_\_\_\_\_ Slot size \_\_\_\_\_ Set from \_\_\_\_\_ ft. to \_\_\_\_\_ ft.

**(9) CONSTRUCTION:**

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 70 ft. below land surface Date 1953  
Artesian pressure \_\_\_\_\_ lbs. per square inch Date \_\_\_\_\_

Log Accepted by:

[Signed] \_\_\_\_\_ Date \_\_\_\_\_, 19\_\_\_\_  
(Owner)

**(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: 340 gal./min. with 8 ft. drawdown after 24 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

**(12) WELL LOG:**

Diameter of well \_\_\_\_\_ inches.

Depth drilled \_\_\_\_\_ ft. Depth of completed well \_\_\_\_\_ 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
Soil	0	2
Clay	2	19
Sandy Silt	19	22
Blue clay	22	36
Silt water bearing	36	47
Shale with streaks of Clay	47	67
Sandstone	67	73
Sand water bearing	73	101
Shale, hard gray	101	105
Sand water bearing, sulphur water	105	111
Clay, blue	111	117
Sandy shale, water bearing	117	125
Sand water bearing	125	131
Blue clay	131	135
Coarse sand, water bearing	135	153
Shale	153	155

Scold off of graphic  
(log in folder)

Work started \_\_\_\_\_ 19 \_\_\_\_\_ Completed \_\_\_\_\_ 19 53

**(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\_\_\_\_

Yamhill

4/30-17Q

App. G-1820

Oregon State Board of Health  
SANITARY ENGINEERING LABORATORY

REPORT OF MINERAL ANALYSIS OF WATER

Location of source Dayton Description of source Well #2

Analysis by MJP Date 5/27/54 Collected by JLA Date 6/20/54

RESULTS

	Parts per million
Turbidity	7
Color: Apparent	4
Odor: Hot	Cold
Total Solids	392
Loss on Ignition	84
Silicon (SiO <sub>2</sub> )	3.8
Chloride (Cl)	6.8
Sulfate (SO <sub>4</sub> )	6.0
Calcium (Ca)	33
Magnesium (Mg)	9
Aluminum (Al)	0
Orthophosphates (PO <sub>4</sub> )	.6
Metaphosphates (PO <sub>3</sub> ) <sub>6</sub>	
Alkalinity (as CaCO <sub>3</sub> ): Carbonate	0
Bicarbonate	110
Hardness (as CaCO <sub>3</sub> )	116
Sodium and Potassium (as Na)	8.6
Iron (Fe)	
Manganese (Mn)	.5
Fluoride (F)	0.1
Carbon Dioxide (CO <sub>2</sub> )	3.5
pH	7.8

Remarks Sand rapidly settles after mixing.







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Flower Lane Well

## Water Rights Transfer Order & Well Log

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**BEFORE THE WATER RESOURCES DEPARTMENT  
OF THE  
STATE OF OREGON**

In the Matter of Transfer Application            )     FINAL ORDER APPROVING AN  
T-10926, Yamhill County                        )     ADDITIONAL POINT OF  
  )     APPROPRIATION

**Authority**

ORS 537.705 and 540.505 to 540.580 establish the process in which a water right holder may submit a request to transfer the point of appropriation, place of use, or character of use authorized under an existing water right. OAR Chapter 690, Division 380 implements the statutes and provides the Department's procedures and criteria for evaluating transfer applications.

**Applicant**

CITY OF DAYTON  
ATTN: CHRISTY ELLIS  
PO BOX 339  
DAYTON, OR 97114-0339

**Agent**

GSI WATER SOLUTIONS INC.  
ATTN: JEFF BARRY  
55 SW YAMHILL ST, SUITE 400  
PORTLAND, OR 97204

**Findings of Fact**

**Background**

1. On June 30, 2009, the CITY OF DAYTON filed an application for an additional point of appropriation under Certificate 35696. The Department assigned the application number T-10926.
2. The portion of the right to be transferred is as follows:

**Certificate:** 35696 in the name of CITY OF DAYTON (perfected under Permit G-1664)  
**Use:** MUNICIPAL USES  
**Priority Date:** AUGUST 9, 1960  
**Rate:** 0.50 CUBIC FOOT PER SECOND  
**Source:** A WELL within the PALMER CREEK BASIN

This final order is subject to judicial review by the Court of Appeals under ORS 183.482. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.482(1). Pursuant to ORS 536.075 and OAR 137-003-0675, you may petition for judicial review or petition the Director for reconsideration of this order. A petition for reconsideration may be granted or denied by the Director, and if no action is taken within 60 days following the date the petition was filed, the petition shall be deemed denied.

*Flower Lane well*

**Authorized Point of Appropriation:**

Twp	Rng	Mer	Sec	Q-Q	DLC	Measured Distances
4 S	3 W	WM	17	SW SE	80	YAMH 5338: SOUTH 85 DEGREES EAST, 27.5 CHAINS FROM THE MOST WESTERLY CORNER OF PALMER DLC 80 Also described as 1200 FEET NORTH AND 1520 FEET WEST FROM THE SE CORNER OF SECTION 17

**Authorized Place of Use:**

MUNICIPAL USES				
Twp	Rng	Mer	Sec	Q-Q
4 S	3 W	WM	9	NW NE
4 S	3 W	WM	9	SW NE
4 S	3 W	WM	9	NE SW
4 S	3 W	WM	9	NW SW
4 S	3 W	WM	9	SE SW
4 S	3 W	WM	9	NW SE
4 S	3 W	WM	9	SW SE
4 S	3 W	WM	16	SW NW
4 S	3 W	WM	16	NE SW
4 S	3 W	WM	16	NW SW
4 S	3 W	WM	16	SW SW
4 S	3 W	WM	16	SE SW
4 S	3 W	WM	17	SW NE
4 S	3 W	WM	17	SE NE
4 S	3 W	WM	17	SW NW
4 S	3 W	WM	17	NE SW
4 S	3 W	WM	17	NW SW
4 S	3 W	WM	17	SW SW
4 S	3 W	WM	17	SE SW
4 S	3 W	WM	17	NE SE
4 S	3 W	WM	17	NW SE
4 S	3 W	WM	17	SW SE
4 S	3 W	WM	17	SE SE
4 S	3 W	WM	20	NE NE
4 S	3 W	WM	20	NW NE
4 S	3 W	WM	20	NE NW
4 S	3 W	WM	20	NW NW
4 S	3 W	WM	21	NE NW
4 S	3 W	WM	21	NW NW

3. Transfer Application T-10926 proposes an additional point of appropriation approximately 3750 feet from the existing point of appropriation to:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
4 S	3 W	WM	20	NW NW	YAMH 125: 540 FEET SOUTH AND 260 FEET EAST FROM THE NW CORNER OF SECTION 20

4. Notice of the application for transfer was published on July 21, 2009, pursuant to OAR 690-380-4000. No comments were filed in response to the notice.

5. On February 9, 2010, the Department mailed a copy of the draft Preliminary Determination proposing to approve Transfer Application T-10926 to the applicant. The draft Preliminary Determination cover letter set forth a deadline of March 12, 2010, for the applicant to respond. The applicant requested that the Department proceed with issuance of a Preliminary Determination and provided the necessary information to demonstrate that the applicant is authorized to pursue the transfer.
6. On February 19, 2010, the Department issued a Preliminary Determination proposing to approve Transfer Application T-10926 and mailed a copy to the applicant. Additionally, notice of the Preliminary Determination for the transfer application was published on the Department's weekly notice on February 23, 2010, and in the News-Register newspaper on March 13, 20, and 27, 2010, pursuant to ORS 540.520 and OAR 690-380-4020. No protests were filed in response to the notice.

***Transfer Review Criteria (OAR 690-380-4010)***

7. Water has been used within the last five years according to the terms and conditions of the right. There is no information in the record that would demonstrate that the right is subject to forfeiture under ORS 540.610.
8. A pump, pipelines, and a municipal system sufficient to use the full amount of water allowed under the existing right are present.
9. The proposed change would not result in enlargement of the right.
10. The proposed change would not result in injury to other water rights.

**Conclusions of Law**


The additional point of appropriation proposed in Transfer Application T-10926 is consistent with the requirements of ORS 537.705 and 540.505 to 540.580 and OAR 690-380-5000.

**Now, therefore, it is ORDERED:**

1. The additional point of appropriation proposed in application T-10926 is approved.
2. The right to the use of the water is restricted to beneficial use at the place of use described, and is subject to all other conditions and limitations contained in Certificate 35696 and any related decree.
3. Water right certificate 35696 is cancelled.
4. The quantity of water diverted at the new point of appropriation, together with that diverted at the original point of appropriation, shall not exceed the quantity of water lawfully available at the original point of appropriation.

5. Water use measurement conditions:
  - a. Before water use may begin under this order, the water user shall install a totalizing flow meter, or, with prior approval of the Director, another suitable measuring device, at each point of appropriation.
  - b. The water user shall maintain the meters or measuring devices in good working order.
  - c. The water user shall allow the Watermaster access to the meters or measuring devices; provided however, where the meters or measuring devices are located within a private structure, the Watermaster shall request access upon reasonable notice.
6. Water shall be acquired from the same aquifer (water source) as the original point of appropriation.
7. The approved change shall be completed and full beneficial use of the water shall be made on or before **October 1, 2015**. A Claim of Beneficial Use prepared by a Certified Water Right Examiner shall be submitted by the applicant to the Department within one year after the deadline for completion of the change and full beneficial use of the water.
8. When satisfactory proof of the completed change is received, a new certificate confirming the right transferred will be issued.

Dated at Salem, Oregon this 27 day of April 2010.

  
Phillip C. Ward, Director

Mailing Date: APR 28 2010



Oregon Water Resources Department  
 725 Summer Street NE, Suite A  
 Salem Oregon 97301-1266  
 (503) 986-0900  
 www.wrd.state.or.us

# Application for Water Right Transfer

Please type or print legibly in dark ink. If your application is incomplete or inaccurate, we will return it to you. If any requested information does not apply to your application, insert "N/A" to indicate "Not Applicable." As you complete this form, please refer to notes and guidance included on the application. A summary of review criteria and procedures that are generally applicable to these applications is available at [www.wrd.state.or.us/OWRD/PUBS/forms.shtml](http://www.wrd.state.or.us/OWRD/PUBS/forms.shtml).

## 1. TYPE OF TRANSFER APPLICATION

Please check one

<input checked="" type="checkbox"/> Permanent Transfer	<input type="checkbox"/> Instream Transfer
<input type="checkbox"/> Temporary Transfer (1 to 5 yrs.)	<input type="checkbox"/> Permanent
• total number of years: _____	<input type="checkbox"/> Time-Limited
(begin year: _____)	<input type="checkbox"/> Drought Transfer
(end year: _____)	<input type="checkbox"/> Other

## 2. APPLICANT INFORMATION

Name: City of Dayton Attn. - Christy Ellis, City Manager  
First Last

Address: P.O. Box 339

Dayton OR 97114-0039  
City State Zip

Phone: \_\_\_\_\_ (503) 864-2221  
Home Work Other

Fax: (503)864-2956 E-Mail address: cellis@ci.dayton.or.us

## 3. AGENT INFORMATION

*(The agent listed is authorized to represent the applicant in all matters relating to this transfer application.)*

Name: GSI Water Solutions, Inc. Attn. - Jeff Barry, RG, CWRE  
First Last

Address: 55 SW Yamhill St., Suite 400

Portland OR 97204  
City State Zip

Phone: \_\_\_\_\_ (503) 239-8799  
Home Work Other

Fax: (503) 239-8940 E-Mail address: jbarry@gsiwatersolutions.com

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- If an agent is listed above, please check **one** of the following:
  - Please send all correspondence to Agent. Send *copies* of correspondence to Applicant; or
  - Please send all correspondence to Applicant. Send *copies* of correspondence to Agent.

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**4. PROPOSED CHANGE(S) TO WATER RIGHT(S)**

- List **all** water rights to be affected by this transfer. Indicate the certificate, permit, decree or other identifying number(s) in the table below: *(Attach additional pages as necessary.)*

	Application / Decree	Permit / Previous Transfer	Certificate
1.	G-1820	G-1664	35696
2.			
3.			
4.			
5.			
6.			

- Attach a **separate Supplemental Form A** (*Description of Proposed Change(s) to a Water Right*) for **each** water right listed above.
- Check **all** proposed change(s) included in this transfer application:
  - Place of Use       Point of Diversion (POD)       Additional Point of Diversion
  - Character of Use       Point of Appropriation (POA, or well)       Additional POA
  - Instream Transfer       Surface Water POD to Ground Water POA
  - Substitution of Supplemental Groundwater right for Primary Surface water right
  - Historic POD change       Other
- Reason(s) for change(s): Maximize City's flexibility for water production from the in town Wells.

**5. WATER DELIVERY SYSTEM**

- Describe the **current** water delivery system **or** the system that **was in place** at some time *within the last 5 years*. Include information on the pumps, canals, pipelines and sprinklers used to divert, convey and apply the water at the authorized place of use. If the transfer involves multiple rights that have independent systems, describe each system separately.  
*The description must be sufficient to demonstrate that the full quantity of water to be transferred can be conveyed from the authorized source and applied at the authorized location and that the applicant is ready, willing, and able to exercise the right.*

Dayton operates a municipal drinking water supply and distribution system that serves the citizens of Dayton, Oregon. The City obtains its supply from several in-town wells (including the well that is being added), wells located in a joint well field with the City of Lafayette, and spring water sources.

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- System capacity: greater than 1.5 cubic feet per second (cfs). If the transfer involves multiple rights that have independent systems, describe the capacity for each system separately.

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6. EVIDENCE OF BENEFICIAL WATER USE

- Attach one or more **Evidence of Use Affidavits** (Supplemental Form B) demonstrating that each of the right(s) involved in the transfer have been exercised in the last five years in accordance with the terms and conditions of the right or that a presumption of forfeiture for non-use could be rebutted. The Evidence of Use Affidavit(s) **must include supporting documentation** such as the following:
  - ▶ Copies of receipts from sales of irrigated crops or for expenditures relating to use of water;
  - ▶ Records such as Farm Service Agency crop reports, irrigation district records, an NRCS farm management plan, or records of other water suppliers;
  - ▶ Dated aerial photographs of the lands or other photographs containing sufficient detail to establish location and date of the photograph; *or*
  - ▶ If the right has **not** been used during the past five years, documentation that the presumption of forfeiture would be rebutted under ORS 540.610(2).

7. AFFECTED DISTRICTS

- Are any of the water rights proposed for transfer located within or served by an irrigation or other water district?     Yes     No
- Will any of the water rights be located within or served by an irrigation or other water district after the proposed transfer?     Yes     No
- Is water for any of the rights supplied under a water service agreement or other contract for stored water with a federal agency or other entity?     Yes     No

*If "Yes", for any of the above, list the name and mailing address of the district, agency and/or entity:*

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8. LOCAL GOVERNMENTS

- List the name and mailing address of all local governments (i.e., each county, city, municipal corporation, or tribal government within whose jurisdiction water will be diverted, conveyed or used).

City of Dayton Planning and Land Use: 416 Ferry St, PO Box 339., Dayton, OR 97114

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9. LAND OWNERSHIP

- Does the applicant own the lands **FROM** which the right is being transferred?  Yes  No  
*If "No", provide the following information. For Temporary Transfers, also include a **notarized statement granting consent** to the transfer from each of the landowners (for Permanent Transfers see Section 12(c)):*

Names of Current Landowner(s): N/A – the applicant is a municipality  
First Last

Address: \_\_\_\_\_

\_\_\_\_\_  
City State Zip

- Does the applicant own the lands **TO** which the right is being transferred?  
 Yes  No  N/A - NOT APPLICABLE TO INSTREAM TRANSFERS

*If "No", provide the following information:*

Names of Receiving Landowner(s): N/A – the applicant is a municipality  
First Last

Address: \_\_\_\_\_

\_\_\_\_\_  
City State Zip

- Check **one** of the following:
  - The receiving landowner will be responsible for completion of the proposed changes after the final order is issued. All notices and correspondence should be sent to this landowner.
  - The applicant will remain responsible for completion of changes. Notices and correspondence should continue to be sent to the applicant and applicant's agent.
  - N/A. (Not applicable. Application is for an Instream Water Right Transfer.)

10. Other Remarks (optional)

\_\_\_\_\_  
\_\_\_\_\_

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**11. ATTACHMENTS**

Check each of the following attachments included with this application.  
The application will be returned if all required attachments are not included.

**Supplemental Form A –  
Description of Proposed Change(s) to a  
Water Right**

- A **separate** Supplemental Form A is enclosed for **each** water right to be affected by this transfer.

**Supplemental Form B –  
Evidence of Use Affidavit(s)**

- At least one Evidence of Use Affidavit documenting that the right has been used during the last five years or that the right is not subject to forfeiture under ORS 540.610 is attached. The affidavit provided must be the original (not a copy), **and**
- The Evidence of Use Affidavit **must** be accompanied by **supporting documentation**.

**Map**

- Water Right Transfer**  
The map must be prepared by a Certified Water Right Examiner and meet the requirements of OAR 690-380-3100 unless a waiver has been granted. The map provided must be the original, not a copy.
- Temporary Transfer or Historical POD Change**  
A map meeting the requirements of OAR 690-380-3100 must be included but need **not** be prepared by a Certified Water Right Examiner.

**Water Well Report(s)/Well Log(s):**

- The application is for a change in point of appropriation or change from surface water to ground water and copies of all water well reports are attached.
- Water well reports are not available and a description of construction details including well depth, static water level, and information necessary to establish the ground water body developed or proposed to be developed is attached.
- N/A. The application does **not** involve a change in point of appropriation or a change from surface water to ground water, so water well reports are **not** required.)

**Land Use Information For Proposed Changes:**

**For Instream Transfers:**

- Notice of the intent to file an instream transfer application has been provided to each affected local government along the proposed reach, and copies of the notices are enclosed. (*For instream transfers a Land Use Information Form is not required.*)

**For All Other Transfers:**

- Land Use Information Form is enclosed; **or**
- All** of the following criteria are met, therefore a Land Use Information Form is not required:
  - ❶ In EFU zone or irrigation district,
  - ❷ Change in place of use only,
  - ❸ No structural changes needed, including diversion works, delivery facilities, other structures, **and**
  - ❹ Irrigation only.

**Fees:**

- Amount enclosed: \$ 400.00 WATER RESOURCES DEPT  
See the Department's Fee Schedule at SALEM, OREGON  
[www.wrd.state.or.us](http://www.wrd.state.or.us) or call (503) 986-0900.

**Instream Water Right Transfers, also include:**

**Supplemental Form C –  
Instream Water Right Transfer**

- Complete this form to describe the desired nature and attributes for the proposed instream water right.

**Temporary Transfers, also include:**

**Recorded Deed:**

- The applicant must submit a copy of the current deed of record for the land **from** which the authorized place of use or point of diversion/appropriation is being moved.

**Affidavit of Consent:**

- If the applicant is **NOT** the owner of record for the land **from** which the authorized place of use or point of diversion/appropriation is being moved, a notarized statement from the actual owner of record consenting to the proposed transfer must be submitted.

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**Before submitting your application to the Department, be sure you have:**

- Answered each question completely.
- Included all the required attachments.
- Provided original signatures for **all** named deed holders, or other parties, with an interest in the water right.
- Included a check payable to the Oregon Water Resources Department for the appropriate amount.

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**12. SIGNATURES**

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▪ Check **one** of the following, as appropriate, and sign the application in the signature box below:

In accordance with OAR 690-380-3000(13)(a), I (we) understand that prior to Department approval of a permanent transfer and upon my receipt of a draft Preliminary Determination for the proposed transfer, I (we) will be required [pursuant to OAR 690-380-4010(5)] to provide the following landownership information and evidence demonstrating that I (we) are authorized to pursue the transfer:

- (a) A report of ownership and lien information that has been prepared by a title company *within the last three months*;
- (b) A copy of written notification of the proposed transfer provided by the applicant to **all** lien holders on the subject lands unless the report of ownership and lien information shows that a water right conveyance agreement has been recorded for the subject lands. *If a water right conveyance agreement has been recorded for the subject lands, a copy of the agreement and identification of the owner of the lands at the time the agreement was recorded must be submitted; and*
- (c) If the landowner identified in the report of ownership and lien information is **not** the applicant, a **notarized statement consenting to the transfer** (*attached*) signed by the landowner identified in the report or an authorized representative of the entity to whom the interest in the water right has been conveyed as identified in a water right conveyance agreement or other documentation demonstrating that the applicant is authorized to pursue the transfer in the absence of the consent of the landowner.

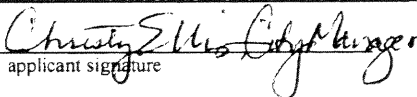
I (we) affirm that interest in the water right has been conveyed to someone other than the landowner, and documents, including a water right conveyance agreement, report of ownership and lien information, and any required lienholder notification are enclosed, demonstrating that I am (we are) authorized to pursue the transfer. I (we) understand that we may be required to provide additional information upon receipt of the draft Preliminary Determination.

I (we) affirm that the applicant is a municipality, as defined in ORS 540.510(3)(b), and that the right is in the name of the municipality or a predecessor. Therefore, pursuant to OAR 690-380-3000(13)(b), the applicant is **NOT** required to provide the above described report of ownership and lien information.

I (we) affirm that the applicant is an entity with the authority to condemn property and is acquiring the property to which the water right proposed for transfer is appurtenant by condemnation. Documentation is provided with this application supporting this statement. Therefore, pursuant to OAR 690-380-3000(13)(c), the applicant is **NOT** required to provide the above described report of ownership and lien information. (NOTE: Such an entity may only apply for a transfer under this subsection if it has filed a condemnation action to acquire the property.)

I (we) affirm that this is a temporary transfer and a copy of the deed for the "from" land (and affidavits of consent from any other landowners, if applicable) is enclosed.

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

 applicant signature	Christy Ellis, City Manager name and title if applicable (print)	6/23/09 date
_____ applicant signature	_____ name and title if applicable (print)	_____ date

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**Water Right Transfer Supplemental Form A**  
**DESCRIPTION OF PROPOSED CHANGE(S) TO A WATER RIGHT**

List only one water right per page. A separate Supplemental Form A must be completed for each certificate, permit, decree, or other right involved in the proposed transfer.

Attach additional copies of Supplemental Form A as needed to describe other certificates, permits, decrees or other rights involved in this transfer.

▪ Certificate Number or other identifying number: 35696

**1. TYPE OF CHANGE(S) PROPOSED**

(Check *all* that apply.)

Point of Diversion or Appropriation	Place of Use	Character of Use
<input type="checkbox"/> <b>Change</b> (The old point of diversion or appropriation will <u>not</u> be used for the portion of the water right affected by the transfer.) <input checked="" type="checkbox"/> <b>Additional</b> (Both the old <u>and</u> new points of diversion or appropriation will be used for the portion of the water right affected by the transfer.) <input type="checkbox"/> <b>Historic Point of Diversion or Appropriation Change</b> (Unauthorized point of diversion or appropriation used for more than 10 years.) <input type="checkbox"/> <b>Surface Water to Ground Water</b> (A new point of appropriation will be used <u>instead of</u> the old point of diversion. The old point of diversion will <u>not</u> be used.) <input type="checkbox"/> <b>Point of Diversion Change due to Government Action</b> (The old point of diversion or appropriation can no longer be used due to government action.) <input type="checkbox"/> <b>Exchange</b> (Water from another source will be used in <u>exchange</u> for supplying an equal amount of replacement water to that source.)	<input type="checkbox"/> <b>All of the right will be exercised at a different location than currently authorized</b> (Use of water at the current location will be discontinued.) <input type="checkbox"/> <b>Only a portion of the right will be exercised at a different location than currently authorized</b> (Use of water at the current location will be discontinued.)	Proposed new use: <input type="checkbox"/> <b>Irrigation</b> <input type="checkbox"/> <b>Municipal</b> <input type="checkbox"/> <b>Quasi-municipal</b> <input type="checkbox"/> <b>Commercial</b> <input type="checkbox"/> <b>Industrial</b> <input type="checkbox"/> <b>Instream</b> (complete and attach <i>Supplemental Form C</i> ) <input type="checkbox"/> <b>Domestic</b> (indicate number of households) _____ <input type="checkbox"/> <b>Other</b> _____  <input type="checkbox"/> <b>Substitution</b> (A supplemental ground water right will be substituted for a primary surface water right.) <input type="checkbox"/> <b>Supplemental Use to Primary Use</b> (Primary water right shall be cancelled and the supplemental water right will change to primary use.)

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**2. CURRENT WATER RIGHT INFORMATION**

Water Right Subject to Transfer (check and complete one of the following):

<input checked="" type="checkbox"/> Certified Right	35696	G-1664
	Certificate Number	Permit Number or Decree Name
<input type="checkbox"/> Adjudicated, Non-certificated Right	_____	Page Number
	Name of Decree	
<input type="checkbox"/> Permit for which Proof has been Approved	_____	Date Claim of Beneficial Use Submitted
	Permit Number	
<input type="checkbox"/> Transferred Right for which Proof has been Filed	_____	Date Claim of Beneficial Use Submitted
	Previous Transfer Number	

- Name on Permit, Certificate, or Decree: City of Dayton
- County: Yamhill
- Authorized Use(s) to be Affected by Transfer: Municipal
- Priority Date(s): August, 9 1960

*If there are multiple Priority Dates identified on the water right, any information provided on pages 3 through 6 of this form must identify which priority date is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

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- Source(s) of Water to be Affected by Transfer: groundwater JUN 30 2009

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Tributary to: N/A

*If there are multiple Sources listed on the water right, any information provided on pages 3 through 6 of this form must identify which source is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

**For applications proposing a Change in Place of Use or Character of Use:**

- Are there Other Water Rights, Permits or Ground Water Registrations associated with this land?

Yes     No     N/A – No Change in Place of Use or Character of Use

If "Yes", what are the Permit, Registration or Certificate Numbers? \_\_\_\_\_

**Pursuant to ORS 540.510, any "layered" water use or a right that is supplemental to a primary right proposed for transfer must be included in the transfer or be cancelled, except as provided in OAR 690-380-2240(5).**

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▪ Certificate Number or other identifying number: 35696

The following information **must be provided only** for those points of diversion or appropriation that are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.) Attach additional pages as necessary.

Government lot and donation land claim numbers must be included in the tables below only if the information is reflected on the existing water right.

**Location of Existing Authorized Point(s) of Diversion or Appropriation to be Changed:**

(i.e., the allowed point(s) of diversion or appropriation listed on the water right that will be affected by the proposed transfer, the "FROM" point(s) of diversion or appropriation)

If Ground Water, OWRD Well Log ID No. (or Well ID Tag No. L- )	Source and Priority Date	Township	Range	Mer	Sec	¼ ¼	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
YAMH 5338	groundwater Aug. 9, 1960	4S	3W	WM	17	SWSE	Palmer DLC 80	South 85° East 27.5 chains from most Westerly corner of Palmer DLC 80

- Does the water right being transferred involve a ground water source(s)?

Yes     No (Surface water source only.)

If "Yes", for each authorized point of appropriation (well) involved, you must either:

A. Supply a copy of the well log(s) for each point of appropriation that is clearly labeled and associated with the corresponding well in the table above and accompanying application map. (NOTE: You may search for well logs on the Department's web page at: <http://www.wrd.state.or.us>)

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or

B. If a well log is not available, you must describe the construction of the authorized point of appropriation by completing the table below. Attach additional copies as necessary.

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**Construction of Existing Authorized Point(s) of Appropriation – (Only needed if no well log is available.)**

Wells in this listing must be clearly tied to corresponding well location(s) described in the table above and shown on the accompanying application map.

OWRD Well No. as identified in table above	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
Please refer to Attachment A for Well Log YAM 5338									



▪ Certificate Number or other identifying number: 35696

**3. PROPOSED CHANGES TO THE WATER RIGHT**

Describe proposed changes to the water right involving point(s) of diversion and/or appropriation. Survey coordinates described below should accurately correspond to the points shown on the accompanying application map. Attach additional pages as necessary.

**Location of Proposed Point(s) of Diversion or Appropriation:**

(i.e., the "TO" point(s) of diversion or appropriation)

N/A - Instream Water Right Transfer

(NOTE: Complete this table only if a Change in Point of Diversion or Appropriation is being proposed.)

Additional or Changed POA	Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
Additional (YAMH 125)	groundwater	4 S	3 W	W M	17	NW SE	DLC 80	540 feet South and 260 feet East from the NW corner of Sec. 20

- If there are proposed point(s) of appropriation (wells) listed in the table above, are the well(s) already constructed?  Yes  No  N/A - No proposed well(s) listed above.

If "Yes", attach and clearly label the corresponding well log(s) for each proposed well, or if well log(s) are **not** available, describe the construction of the well(s) using the table below. (NOTE: You may search for well logs on the Department's web page at: <http://www.wrd.state.or.us>)

If "No", describe the anticipated construction for the proposed well(s) in the following table:

**Construction of Proposed Point(s) of Appropriation or Well(s)**

Well numbers in this listing must be clearly tied to corresponding well location(s) described in the table above and shown on the accompanying application map.

Well already built? (Yes/No)	If an existing well, OWRD Well Log ID No. (or Well ID Tag No. L- )	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
Refer to Attachment C for Well Log YAMH 125										

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SALEM, OREGON







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T 0926

Attachment A

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Supplemental Form A

- 8 -

Description of Proposed Change(s) to a Water Right

1 10926

Attachment B

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SALEM, OREGON

Supplemental Form A

- 9 -

Description of Proposed Change(s) to a Water Right

T 10926

Permit No. G-1664

APPLICATION FOR A PERMIT

To Appropriate the Ground Waters of the State of Oregon

I, City of Dayton, do hereby make application for a permit to appropriate the following described ground waters of the state of Oregon, SUBJECT TO EXISTING RIGHTS:

If the applicant is a corporation, give date and place of incorporation

1. Give name of nearest stream to which the well, tunnel or other source of water development is situated Palmar Cr. tributary of Yamhill River

2. The amount of water which the applicant intends to apply to beneficial use is 300 cubic feet per second or gallons per minute.

3. The use to which the water is to be applied is Municipal

4. The well or other source is located ft. and ft. from the corner of

S 85° E a distance of 27.5 Chains from the most Westerly corner of the Joel Palmar DLG #80

being within the SW 1/4 Sec. 17, Twp. 4 S, R. 3 W, W. M. in the county of Yamhill

5. The well near center of municipal system to be miles in length, terminating in the of Sec. Twp.

R W. M. the proposed location being shown throughout on the accompanying map.

6. The name of the well or other works is Town Well

DESCRIPTION OF WORKS

7. If the flow to be utilized is artesian, the works to be used for the control and conservation supply when not in use must be described.

Not Applicable

8. The development will consist of one drilled well diameter of 10 inches and an estimated depth of 190+ feet. It is estimated that feet of the well will require Steel casing. Depth to water table is estimated ? Well constructed by Wilcox in 1953 and placed in service same year.

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WATER RESOURCES DIVISION SALEM, OREGON

T 10926

1664

CANAL SYSTEM OR PIPE LINE--

9. (a) Give dimensions at each point of canal where materially changed in size, stating miles from headgate. At headgate: width on top (at water line) . . . . . feet; width on bottom . . . . . feet; depth of water . . . . . feet; grade . . . . . feet fall per one thousand feet.

(b) At . . . . . miles from headgate: width on top (at water line) . . . . . feet; width on bottom . . . . . feet; depth of water . . . . . feet; grade . . . . . feet fall per one thousand feet.

(c) Length of pipe, . . . . . ft.; size at intake, . . . . . in.; in size at . . . . . ft. from intake . . . . . in.; size at place of use, . . . . . in.; difference in elevation between intake and place of use, . . . . . ft. Is grade uniform? . . . . . Estimated capacity, . . . . . sec. ft.

10. If pumps are to be used, give size and type . . . . . 300 GPM Turbine . . . . .

Give horsepower and type of motor or engine to be used . . . . . 30 H. P. Electric Motor . . . . .

11. If the location of the well, tunnel, or other development work is less than one-fourth mile from a natural stream or stream channel, give the distance to the nearest point on each of such channels and the difference in elevation between the stream bed and the ground surface at the source of development

Not Applicable

12. Location of area to be irrigated, or place of use . . . . .

Township N or S	Range E or W of Meridian	Section	Part-acre Tract	Number Acres To Be Irrigated
4 S	3 W	16	SW $\frac{1}{4}$ NW $\frac{1}{4}$ W $\frac{1}{2}$ SW $\frac{1}{4}$	Municipal
		17	S 3/4	
		20	N 1/4	

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SALEM, OREGON

(If more space required, attach separate sheet)

Character of soil . . . . .

Kind of crops raised . . . . .

T 10926

MUNICIPAL SUPPLY—

1664

12. To supply the city of Dayton  
in Tomball county, having a present population of 260 Families  
and an estimated population of 300 Families in 1920.

ANSWER QUESTIONS 14, 15, 16, 17 AND 18 IN ALL CASES

- 14. Estimated cost of proposed works, \$.....
- 15. Construction work will begin on or before .....
- 16. Construction work will be completed on or before .....
- 17. The water will be completely applied to the proposed use on or before System completed and in full use since 1953
- 18. If the ground water supply is supplemental to an existing water supply, identify any application for permit, permit, certificate or adjudicated right to appropriate water, made or held by the applicant. Water also used from the Dayton Springs Area and the McDougal Well

*City of Dayton Robert S. Howell Mayor*  
(Signature of applicant)

Remarks: .....

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WATER RESOURCES DEPT  
SALEM, OREGON

STATE OF OREGON, }  
County of Marion. } ss.

This is to certify that I have examined the foregoing application, together with the accompanying maps and data, and return the same for .....

In order to retain its priority, this application must be returned to the State Engineer, with corrections on or before ....., 19 .....

WITNESS my hand this ..... day of ....., 19 .....

STATE ENGINEER

By ..... ASSISTANT

T 10926

STATE OF OREGON.

PERMIT

County of Marion.

This is to certify that I have examined the foregoing application and do hereby grant the same, SUBJECT TO EXISTING RIGHTS and the following limitations and conditions:

The right herein granted is limited to the amount of water which can be applied to beneficial use and shall not exceed ... cubic feet per second measured at the point of diversion from the well or source of appropriation, or its equivalent in case of rotation with other water users, from

The use to which this water is to be applied is

If for irrigation, this appropriation shall be limited to ... of one cubic foot per second or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed ... acre feet per acre for each acre irrigated during the irrigation season of each year;

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WATER RESOURCES DEPT  
SALEM, OREGON

and shall be subject to such reasonable rotation system as may be ordered by the proper state officer.

The well shall be cased as necessary in accordance with good practice and if the flow is artesian the works shall include proper capping and control valve to prevent the waste of ground water.

The works constructed shall include an air line and pressure gauge or an access port for measuring line, adequate to determine water level elevation in the well at all times.

The permittee shall install and maintain a weir, meter, or other suitable measuring device, and shall keep a complete record of the amount of ground water withdrawn.

The priority date of this permit is

Actual construction work shall begin on or before ... and shall

thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 19

Complete application of the water to the proposed use shall be made on or before October 1, 19

WITNESS my hand this ... day of ... 19

10926

Application No. G- 1821A  
Permit No. G- 1664

PERMIT

TO APPROPRIATE THE GROUND  
WATERS OF THE STATE  
OF OREGON

This instrument was first received in the  
office of the State Engineer at Salem, Oregon,  
on the 9 day of August  
1960, at 9:55 o'clock A. M.

Returned to applicant:

Approved:

September 20, 1960  
Recorded in Book No. 7 of  
Ground Water Permits on page 1611

LEWIS A. STALLEY

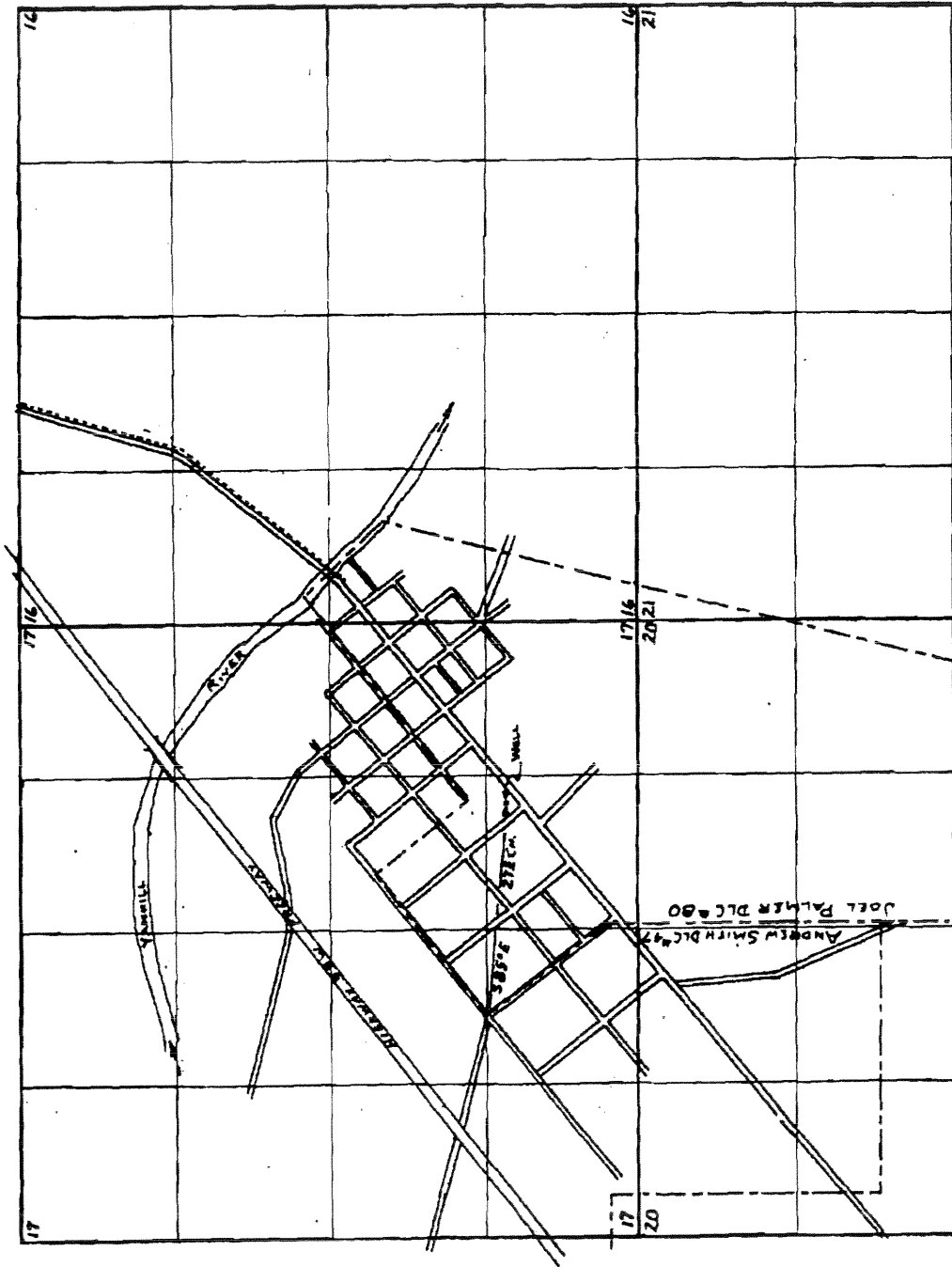
STATE ENGINEER

Drainage Basin No. 2 page 94E

State Printing  
2000



T4S, R3W WM



DRG 2 OF 2

CITY OF DAYTON MUNICIPAL WATER SUPPLY  
 No. 6-1819 & 6-1820  
 6-1663 & 6-1664

34218  
 26950

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 SALEM, OREGON

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Attachment C

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WATER RESOURCES DEPT  
SALEM, OREGON



Yamhill  
Oregon State Board of Health  
SANITARY ENGINEERING LABORATORY

4/3W-17Q  
APP. G-182D

REPORT OF MINERAL ANALYSIS OF WATER

Location of source Dayton Description of source Well #2  
Analysis by M.P. Date 5/27/51 Collected by JLA Date 6/20/51

RESULTS

	Parts per million
Turbidity	7
Color: Apparent	4
Odor: Hot	Cold
Total Solids	392
Loss on Ignition	84
Silicon (SiO <sub>2</sub> )	3.8
Chloride (Cl)	6.8
Sulfate (SO <sub>4</sub> )	6.0
Calcium (Ca)	33
Magnesium (Mg)	9
Aluminum (Al)	0
Orthophosphates (PO <sub>4</sub> )	.6
Metaphosphates (PO <sub>3</sub> ) <sub>6</sub>	
Alkalinity (as CaCO <sub>3</sub> ): Carbonate	0
Bicarbonate	110
Hardness (as CaCO <sub>3</sub> )	116
Sodium and Potassium (as Na)	8.6
Iron (Fe)	
Manganese (Mn)	.5
Fluoride (F)	0.1
Carbon Dioxide (CO <sub>2</sub> )	3.5
pH	7.8

Remarks Sand rapidly settles after mixing.

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SALEM, OREGON

New POA

OCT - 2 1990

Flower Lane well

48/3W/17 db

STATE OF OREGON WATER RESOURCES DEPT. WATER WELL REPORT SALEM, OREGON

Yamhill 125

(START CARD) # 24757

(1) OWNER: Well Number: 1165 Name: CITY OF DAYTON, OREGON Address: CITY HALL, FERRY ST. City: DAYTON State: OR Zip: 97114

(2) TYPE OF WORK: [X] New Well [ ] Deepen [ ] Recondition [ ] Abandon

(3) DRILL METHOD: [ ] Rotary Air [ ] Rotary Mud [X] Cable [ ] Other

(4) PROPOSED USE: [ ] Domestic [ ] Community [ ] Industrial [ ] Injection [ ] Thermal [ ] Injection [X] Other MUNICIPAL

(5) BORE HOLE CONSTRUCTION: 164 Special Construction approval: Yes [ ] No [X] Depth of Completed Well: 164 ft. Explosives used: [ ] Yes [X] No [ ] Type: Amount:

Table with columns: HOLE Diameter, From, To, SEAL Material, From, To, Amount sacks or pounds. Row 1: 12, 0, 50, CEMENT, 0, 50, 30 SAX. Row 2: 8, 50, 164.

How was seal placed: Method [ ] A [ ] B [X] C [ ] D [ ] E [ ] Other Backfill placed from: ft. to: ft. Material: Gravel placed from: ft. to: ft. Size of gravel:

(6) CASING/LINER: Table with columns: Diameter, From, To, Gauge, Steel, Plastic, Welded, Threaded. Includes handwritten entries for 7" casing and liner.

(7) PERFORATIONS/SCREENS: Method: TELESCOPE Material: STAINLESS Screens Type: Material:

Table with columns: From, To, Slot size, Number, Diameter, Telepipe size, Casing, Liner. Rows: 108-128 (70 slot, 7.5 diam, 8" tele), 150-155 (70 slot, 7.5 diam, 8" tele), 155-160 (100 slot, 7.5 diam, 8" tele).

(8) WELL TESTS: Minimum testing time is 1 hour [X] Pump [ ] Bailor [ ] Air [ ] Flowing Artesian Yield gal/min: 128.00 Drawdown: 35 Drill stem at: 1 hr. Time: 18 HRS

Temperature of water: 51 Depth Artesian Flow Found: Was a water analysis done? [ ] Yes [ ] No By whom: Did any strata contain water not suitable for intended use? [ ] Too little [ ] Salty [ ] Muddy [ ] Odor [ ] Colored [ ] Other: Depth of strata:

(9) LOCATION OF WELL by legal description: County: YAMHILL Latitude: Longitude: Township: 4 S N or S, Range: 3 W E or W, WM. Section: 17 NW SE 4 Tax Lot: Lot: Block: Subdivision: Street Address of Well (or nearest address): FLOWER AT ASH ST. DAYTON.

(10) STATIC WATER LEVEL: 60 ft. below land surface. Date: 09/22/90 Artesian pressure: ft. per square inch. Date:

(11) WATER BEARING ZONES: Depth at which water was first found: 105

Table with columns: From, To, Estimated Flow Rate, SWL. Row 1: 105, 120, 50, 60. Row 2: 150, 160, 78, 60.

(12) WELL LOG: Ground elevation:

Table with columns: Material, From, To, SWL. Rows: TOP SOIL (0-4), BROWN CLAY (4-30), BLUE CLAY (30-63), BLUE CLAY W/COARSE SAND (63-80), GREEN CLAY (80-95), BLUE CLAY W/MED. SAND (95-105), BLUE CLAY W/COARSE SAND (105-120), FINE GRAVEL (120-150), BLUE CLAY W/SOME SAND (150-160), BLUE CLAY W/COARSE SAND (160-164), MEDIUM GRAVEL (160-164).

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BLUE WATER DRILLING CO WATER RESOURCES DEPT DAYTON, OR. 97114 SALEM, OREGON Date started: 08/08/90 Completed: 09/22/90

(unbonded) Water Well Constructor Certification: I certify that the work I performed on the construction, alteration, or abandonment of this well is in compliance with Oregon well construction standards. Materials used and information reported above are true to my best knowledge and belief. Signed: WWC Number: Date:

(bonded) Water Well Constructor Certification: I accept responsibility for the construction, alteration, or abandonment work performed on this well during the construction dates reported above. All work performed during this time is in compliance with Oregon well construction standards. This report is true to the best of my knowledge and belief. Signed: Robert S. Helber Date: 09/24/90 WWC Number: 417

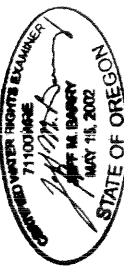
Flower Lane well

**FIGURE 1**  
**Proposed Change to Water Right**  
**Certificate #35696 (Permit #G 1664)**  
**City of Dayton, Oregon**

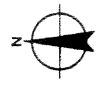
- LEGEND**
- Existing POA
  - ▲ Proposed Additional POA
  - Existing Place of Use (POU)
  - ▭ Urban Growth Boundary
  - City Taxlots
  - Major Roadways
  - Watercourses
  - Waterbodies

**POA Location Description**

Proposed Additional POA  
 Located 540 feet South and 280 feet East from the NW corner  
 of Section 20, Township 4 South, Range 3 East (W.M.)  
 Existing POA  
 Located 1700 feet North and 1639 feet West from the SE corner  
 of Section 17, Township 4 South, Range 3 East (W.M.)

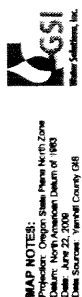
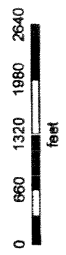


EXPIRATION DATE: 12/31/09



**Scale**

1 inch equals 1,320 feet



**MAP NOTES:**  
 Projection: Oregon State Plane North Zone  
 Datum: North American Datum of 1983  
 Date: June 22, 2009  
 File Source: T4SR3W, T4SR3E



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**SALEM, OREGON**

File Path: P:\088 - City of the Dalles\Project\_GIS\Project\_Urban\COBU\_T4SR3W.mxd Date: June 18, 2009 11:27:00 AM

I 10922

STATE OF OREGON  
**WATER WELL REPORT**  
 (as required by ORS 537.765)

*YAMH  
1860*

SEP - 8 1992

*45/320/1706*  
44961

PAGE 1 WATER RESOURCES DEPT. (START CARD) # SALEM, OREGON

(1) OWNER: Well Number 1329  
 Name CITY OF DAYTON, OREGON  
 Address CITY HALL, FERRY ST.  
 City DAYTON State OR Zip 97114

(2) TYPE OF WORK:  
 New Well  Deepen  Recondition  Abandon

(3) DRILL METHOD:  
 Rotary Air  Rotary Mud  Cable  
 Other

(4) PROPOSED USE: *Gravel Feeder Tube*  
 Domestic  Community  Industrial  Irrigation  
 Thermal  Injection  Other OTHER

(5) BORE HOLE CONSTRUCTION:  
 Special Construction approval  Yes  No Depth of Completed Well 108  
 Explosives used  Yes  No Type  Amount

HOLE			SEAL			Amount
Diameter	From	To	Material	From	To	sacks or pounds
10	0	25	BENTONITE	0	25	25 SAX
6	25	155				

How was seal placed: Method  A  B  C  D  E  
 Other

Backfill placed from POURED/TAMPED ft. to POURED/TAMPED ft. Material  
 Gravel placed from POURED/TAMPED ft. to POURED/TAMPED ft. Size of gravel

(6) CASING/LINER:

Diameter	From	To	Gauge	Steel	Plastic	Welded	Threaded
Casing:				<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	6	+1	108	.25	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Liner:				<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Final location of shoe(s)

(7) PERFORATIONS/SCREENS:  
 Perforations Method  
 Screens Type Material

From	To	Slot size	Number	Diameter	Tele/pipe size	Casing	Liner
						<input type="checkbox"/>	<input type="checkbox"/>
						<input type="checkbox"/>	<input type="checkbox"/>
						<input type="checkbox"/>	<input type="checkbox"/>
						<input type="checkbox"/>	<input type="checkbox"/>

(8) WELL TESTS: Minimum testing time is 1 hour

Yield gal/min	Drawdown	Drill stem at	Time
			1 hr.

Temperature of Water \_\_\_\_\_ Depth Artesian Flow Found \_\_\_\_\_  
 Was a water analysis done?  Yes By whom \_\_\_\_\_  
 Did any strata contain water not suitable for intended use?  Too little  
 Salty  Muddy  Odor  Colored  Other \_\_\_\_\_  
 Depth of strata: \_\_\_\_\_

(9) LOCATION OF WELL by legal description:  
 County YAMHILL Latitude \_\_\_\_\_ Longitude \_\_\_\_\_  
 Township 4 S N or S. Range 3 W E or W. WM. \_\_\_\_\_  
 Section 17 NW 1/4 SE 1/4  
 Tax Lot \_\_\_\_\_ Lot \_\_\_\_\_ Block \_\_\_\_\_ Subdivision \_\_\_\_\_  
 Street Address of Well (or nearest address) \_\_\_\_\_  
FLOWER AT ASH ST DAYTON,

(10) STATIC WATER LEVEL:  
 \_\_\_\_\_ ft. below land surface. Date \_\_\_\_\_  
 Artesian pressure \_\_\_\_\_ lb. per square inch. Date \_\_\_\_\_

(11) WATER BEARING ZONES:  
 Depth at which water was first found \_\_\_\_\_

From	To	Estimated Flow Rate	SWL

(12) WELL LOG: Ground elevation \_\_\_\_\_

Material	From	To	SWL
TOP SOIL	0	4	
FIRM BROWN CLAY	4	20	
BLUE CLAY	20	63	
BLUE CLAY W/COARSE SAND	63	80	
GREEN CLAY	80	95	
BLUE CLAY W/MED. SAND	95	105	
BLUE CLAY W/MED. SAND & FINE GRAVEL	105	120	
BLUE CLAY W/SOME SAND	120	150	
BLUE CLAY W/COARSE SAND & MEDIUM GRAVEL	150	155	
CASING INSTALLATION ONLY FOR PURPOSES OF INSTALLING PEA GRAVEL NEXT TO SCREENED INTERVAL OF EXISTING WATER WELL.			
blue water drilling co. dayton, or. 97114			

Date started 09/01/92 Completed 09/01/92

(unbonded) Water Well Constructor Certification:  
 I certify that the work I performed on the construction, alteration, or abandonment of this well is in compliance with Oregon well construction standards. Materials used and information reported above are true to my best knowledge and belief.  
 Signed David S. Payne WWC Number 1438  
 Date 09/02/92

(bonded) Water Well Constructor Certification:  
 I accept responsibility for the construction, alteration, or abandonment work performed on this well during the construction dates reported above. All work performed during this time is in compliance with Oregon well construction standards. This report is true to the best of my knowledge and belief.  
 Signed Robert S. Helburn WWC Number \_\_\_\_\_  
 Date \_\_\_\_\_

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STATE OF OREGON  
WATER WELL REPORT  
(as required by ORS 537.765)

**YAMHILL**  
**1861**

PAGE 1

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45/3w/17db

WATER RESOURCES DEPT. (START CARD) # 44961

(1) OWNER: Well Number: 1328  
Name CITY OF DAYTON, OREGON  
Address CITY HALL, FERRY ST.  
City DAYTON State OR Zip 97114

(2) TYPE OF WORK: *repair*  
 New Well  Deepen  Recondition  Abandon

(3) DRILL METHOD  Cable  
 Rotary Air  Rotary Mud  Other

(4) PROPOSED USE: *OTHER*  
 Domestic  Community  Industrial  Irrigation  
 Thermal  Injection  Other *Gravel feeder tube*

(5) BORE HOLE CONSTRUCTION: 108  
Special Construction approval Yes  No   
Explosives used Yes  No  Type \_\_\_\_\_ Amount \_\_\_\_\_

HOLE			SEAL			Amount sacks or pounds
Diameter	From	To	Material	From	To	
10	0	25	BENTONITE	25	25	SAX
6	25	155				

How was seal placed: Method  A  B  C  D  E  
 Other *POURED/TAMPED*  
Backfill placed from \_\_\_\_\_ ft. to \_\_\_\_\_ ft. Material \_\_\_\_\_  
Gravel placed from *106* ft. to *155* ft. Size of gravel *3/8" P*

(6) CASING/LINER:

Diameter	From	To	Gauge	Steel	Plastic	Welded	Threaded
Casing: 6	1	108	25	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Liner:				<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Final location of sheets: \_\_\_\_\_

(7) PERFORATIONS/SCREENS:  
 Perforations Method \_\_\_\_\_  
 Screens Type \_\_\_\_\_ Material \_\_\_\_\_

From	To	Slot size	Number	Diameter	Tele/pipe size	Casing	Liner
						<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"/>

(8) WELL TESTS: Minimum testing time is 1 hour  
 Pump  Bailer  Air  Flowing Artesian  
Yield gal/min \_\_\_\_\_ Drawdown \_\_\_\_\_ Drill stem at \_\_\_\_\_ Time \_\_\_\_\_  
1 hr.

Temperature of water \_\_\_\_\_ Depth Artesian Flow Found \_\_\_\_\_  
Was a water analysis done?  Yes By whom \_\_\_\_\_  
Did any strata contain water not suitable for intended use?  Too little  
 Salty  Muddy  Odor  Colored  Other \_\_\_\_\_  
Depth of strata: \_\_\_\_\_

(9) LOCATION OF WELL by legal description:  
County YAMHILL Latitude \_\_\_\_\_ Longitude \_\_\_\_\_  
Township 4 S Nor. S. Range 3 W E or W. WM. \_\_\_\_\_  
Section 17 NW 1/4 SE 1/4  
Tax Lot \_\_\_\_\_ Lot \_\_\_\_\_ Block \_\_\_\_\_ Subdivision \_\_\_\_\_  
Street Address of Well (or nearest address) \_\_\_\_\_  
FLOWER AT ASH ST DAYTON,

(10) STATIC WATER LEVEL:  
\_\_\_\_\_ ft. below land surface. Date \_\_\_\_\_  
Artesian pressure \_\_\_\_\_ lb. per square inch. Date \_\_\_\_\_

(11) WATER BEARING ZONES:

Depth at which water was first found \_\_\_\_\_

From	To	Estimated Flow Rate	SWL

(12) WELL LOG: Ground elevation \_\_\_\_\_

Material	From	To	SWL
TOP SOIL	0	4	
FIRM BROWN CLAY	4	20	
BLUE CLAY	20	63	
BLUE CLAY W/COARSE SAND	63	80	
GREEN CLAY	80	95	
BLUE CLAY W/MED. SAND	95	105	
BLUE CLAY W/MED. SAND & FINE GRAVEL	105	120	
BLUE CLAY W/SOME SAND	120	150	
BLUE CLAY W/COARSE SAND & MEDIUM GRAVEL	150	155	

CASING INSTALLATION ONLY FOR PURPOSES OF INSTALLING PEA GRAVEL NEXT TO SCREENED INTERVAL OF EXISTING WATER WELL.  
blue water drilling co.  
dayton, or. 97114

Date started 09/01/92 Completed 09/01/92

(unbonded) Water Well Constructor Certification:  
I certify that the work I performed on the construction, alteration, or abandonment of this well is in compliance with Oregon well construction standards. Materials used and information reported above are true to my best knowledge and belief.  
Signed *[Signature]* WWC Number 438  
Date 09/02/92

(bonded) Water Well Constructor Certification:  
I accept responsibility for the construction, alteration, or abandonment work performed on this well during the construction dates reported above. All work performed during this time is in compliance with Oregon well construction standards. This report is true to the best of my knowledge and belief.  
Signed *Robert Shelburn* WWC Number 417  
Date 9-2-92







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11<sup>th</sup> Street Well

# Water Rights Certificate, Application & Well Log

---



STATE OF OREGON  
COUNTY OF YAMHILL  
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

CITY OF DAYTON  
P.O. BOX 338  
DAYTON, OREGON 97114

confirms the right to use the waters of A WELL in the PALMER CREEK BASIN for the purpose of MUNICIPAL USE.

The right has been perfected under Permit G-8082. The date of priority is APRIL 14, 1978. The right is limited to not more than 100 GALLONS PER MINUTE or its equivalent in case of rotation, measured at the well.

The well is located as follows:

NW 1/4 NW 1/4, AS PROJECTED WITHIN DLC 47, SECTION 20,  
T 4 S, R 3 W, W.M.; 110 FEET SOUTH AND 830 FEET EAST FROM NW CORNER  
SECTION 20.

The right shall conform to such reasonable rotation system as may be ordered by the proper state officer.

A description of the place of use under the right, and to which such right is appurtenant, is as follows:

SEE NEXT PAGE

*17th Street well*

SW 1/4 NE 1/4  
S 1/2 NW 1/4  
SE 1/4 SW 1/4  
NW 1/4 SE 1/4  
SECTION 9

SW 1/4 NW 1/4  
SW 1/4  
SECTION 16

S 1/2 NE 1/4  
S 1/2 NW 1/4  
S 1/2  
SECTION 17

S 1/2 NE 1/4  
N 1/2 SE 1/4  
SECTION 18

NW 1/4 NE 1/4  
N 1/2 NW 1/4  
SECTION 20

N 1/2 NW 1/4  
SECTION 21

TOWNSHIP 4 SOUTH, RANGE 3 WEST, W.M.

The right to the use of the water for the above purpose is restricted to beneficial use on the lands or place of use described.

WITNESS the signature of the Water Resources Director, affixed this date JULY 7, 1989.

/s/ WILLIAM H. YOUNG  
Water Resources Director

Recorded in State Record of Water Right Certificates numbered 61750

G-8735.BWB

STATE OF OREGON  
COUNTY OF YAMHILL  
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P.O. BOX 338  
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SW 1/4 NE 1/4  
S 1/2 NW 1/4  
SE 1/4 SW 1/4  
NW 1/4 SE 1/4  
SECTION 9

SW 1/4 NW 1/4  
SW 1/4  
SECTION 16

S 1/2 NE 1/4  
S 1/2 NW 1/4  
S 1/2  
SECTION 17

S 1/2 NE 1/4  
N 1/2 SE 1/4  
SECTION 18

NW 1/4 NE 1/4  
N 1/2 NW 1/4  
SECTION 20

N 1/2 NW 1/4  
SECTION 21

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WITNESS the signature of the Water Resources Director, affixed this date JULY 7, 1989.

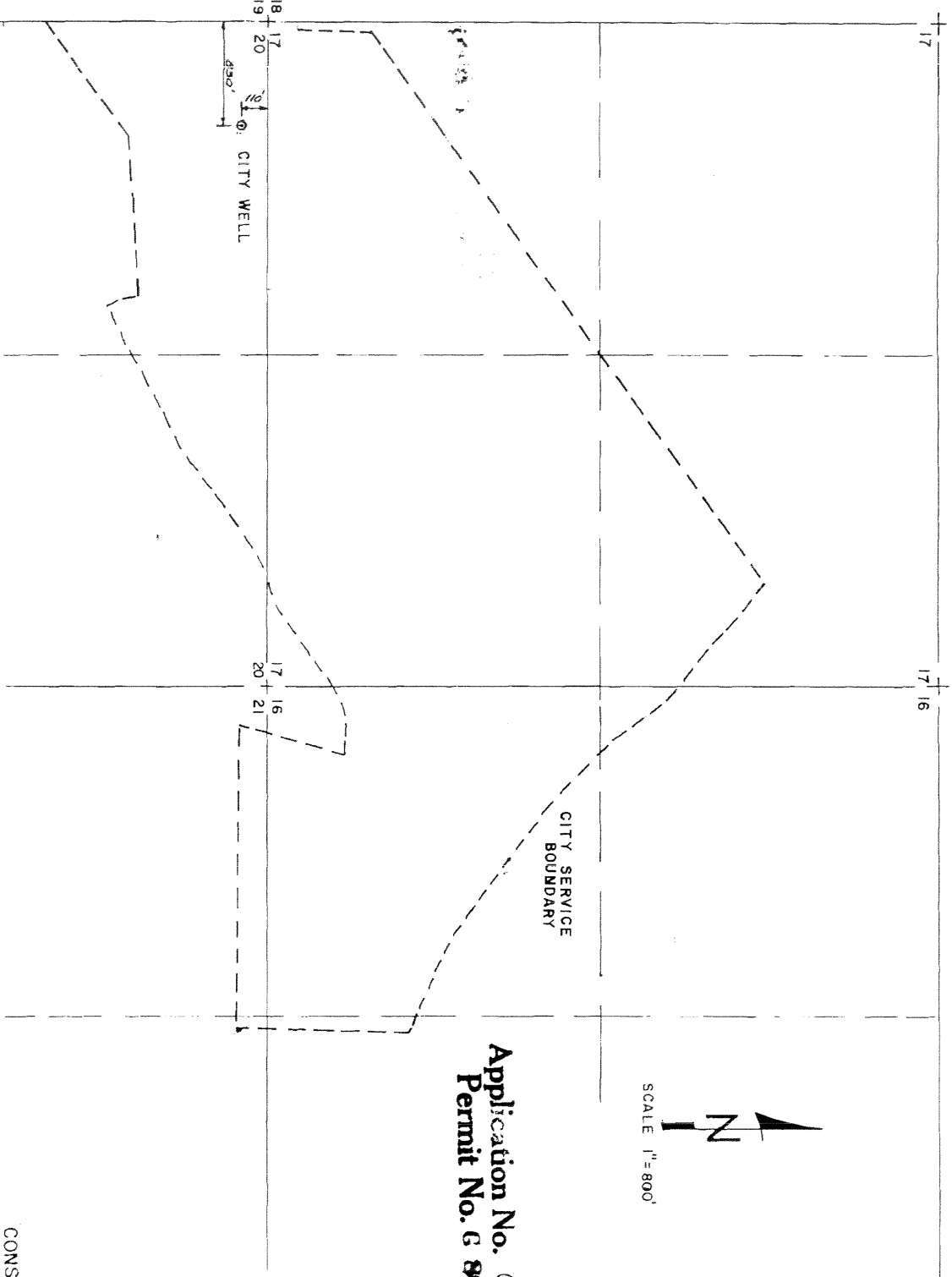
/s/ WILLIAM H. YOUNG  
Water Resources Director

Recorded in State Record of Water Right Certificates numbered 61750

G-8735.BWB



WELL LOCATION - T 4 S, R 3 W, WM.  
CITY OF DAYTON



**RECEIVED**  
APR 14 1978  
WATER RESOURCES DEPT.  
SALEM, OREGON

Application No. G-8735  
Permit No. G 8082

CONSULTANTS NORTHWEST

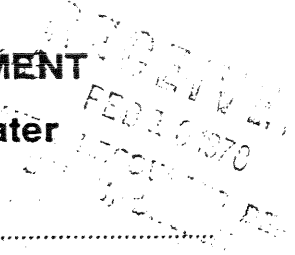
"CERTIFICATE NO. 61750"

Application No. G-8735

Permit No. G 8082

STATE OF OREGON WATER RESOURCES DEPARTMENT

Application for a Permit to Appropriate Ground Water



I, City of Dayton (Name of Applicant)

of Box 338 (Mailing Address) Dayton (City)

State of Oregon (Zip Code) 97114 Phone No. 864-2221 do hereby

make application for a permit to appropriate the following described ground waters of the State of Oregon:

1. The development will consist of 1 well (Give number of wells, tile lines, infiltration galleries, etc.)  
having a diameter of 8 inches and an estimated depth of 135 feet.

2. The well or other source is to be located 110 ft. S and 830 ft. E  
from the Northwest corner of Section 20 (Public Land Survey Corner)

(If there is more than one well, each must be described)  
being within the N.E.  $\frac{1}{4}$  of the N.E.  $\frac{1}{4}$  of  
Sec. 20 Tp. T4S R. R3W, W. M., in the county of Yamhill

3. Location of area to be irrigated, or place of use if use other than irrigation.

Township	Range	Section	List $\frac{1}{4}$ $\frac{1}{4}$ of Section	List use and/or number of acres to be irrigated
T4S	R3W	16	S.W. $\frac{1}{4}$ N.W. $\frac{1}{4}$	Municipal water supply
"	"	16	S.W. $\frac{1}{4}$	" " "
"	"	16	S.W. $\frac{1}{4}$ S.E. $\frac{1}{4}$	" " "
"	"	17	S.E. $\frac{1}{4}$ N.W. $\frac{1}{4}$	" " "
"	"	17	S.W. $\frac{1}{4}$	" " "
"	"	17	S $\frac{1}{2}$ N.E. $\frac{1}{4}$	" " "
"	"	17	S.E. $\frac{1}{4}$	" " "
"	"	20	N $\frac{1}{2}$ N.W. $\frac{1}{4}$	" " "
"	"	20	N $\frac{1}{2}$ N.E. $\frac{1}{4}$	" " "
"	"	21	N. $\frac{1}{2}$ N.W. $\frac{1}{4}$	" " "
T4S	R3W	21	N.W. $\frac{1}{4}$ N.E. $\frac{1}{4}$	Municipal water supply

4. It is estimated that 131 feet of the well will require steel casing. (Kind)

5. Depth to water table is estimated 72 (Feet) Well drilled by Blue Water Drilling Co.

6. The amount of water which the applicant intends to apply to beneficial use is ..... cubic feet per second or ..... 100 ..... gallons per minute.

7. The use to which the water is to be applied is ..... Municipal water supply .....

8. If the flow to be utilized is artesian, the works to be used for the control and conservation of the supply when not in use must be described.

9. If the location of the well, or other development work is less than one-fourth mile from a natural stream channel, give the distance to the channel and the difference in elevation between the stream bed and the ground surface at the source of development.

10. DESCRIPTION OF WORKS

Include length and dimensions of supply ditch or pipeline, size and type of pump and motor, type of irrigation system to adequately describe the proposed distribution system.

10 H.P. sub. pump

Will hook into a 6 inch city water main

11. Construction work will begin on or before ..... August 1, 1977 .....

12. Construction work will be completed on or before ..... August 10, 1977 .....

13. The water will be completely applied to the proposed use on or before ..... May 1, 1978 .....

14. If the ground water supply is supplemental to an existing supply, identify the supply and existing water right. .... springs and wells already used as a city water source .....

Application No. .... G-8735 .....

Permit No. .... G 8082 .....

G 8085

Remarks: .....

*Arthur J. Johnson*  
Signature of Applicant  
Mayor, City of Dayton

This is to certify that I have examined the foregoing application, together with the accompanying maps and data, and return the same for.....

In order to retain its priority, this application must be returned to the Water Resources Director with corrections on or before....., 19.....

WITNESS my hand this ..... day of....., 19.....

Water Resources Director

By .....

**RECEIVED**  
APR 14 1978  
WATER RESOURCES DEPT.  
SALEM, OREGON

This instrument was first received in the office of the Water Resources Director at Salem, Oregon, on the 10<sup>th</sup> day of February, 1978, at 8 o'clock A.M.

Application No. G-8735

Permit No. G 8082

Application No. G-8735

Permit No. G 8082

20

**Permit to Appropriate the Public Waters of the State of Oregon**  
**G 8082**

*This is to certify that I have examined the foregoing application and do hereby grant the same, SUBJECT TO EXISTING RIGHTS INCLUDING THE EXISTING MINIMUM FLOW POLICIES ESTABLISHED BY THE WATER POLICY REVIEW BOARD and the following limitations and conditions:*

*The right herein granted is limited to the amount of water which can be applied to beneficial use and shall not exceed 100 g.p.m. ~~cubic feet per second~~ measured at the point of diversion from the well or source of appropriation, or its equivalent in case of rotation with other water users, from a well.*

*The use to which this water is to be applied is municipal.*

*If for irrigation, this appropriation shall be limited to ..... of one cubic foot per second or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed ..... acre feet per acre for each acre irrigated during the irrigation season of each year;*

*and shall be subject to such reasonable rotation system as may be ordered by the proper state officer.*

*The well shall be constructed in accordance with the General Standards for the Construction and Maintenance of Water Wells in Oregon.*

*The works constructed shall include an air line and pressure gauge or an access port for measuring line, adequate to determine water level elevation in the well at all times.*

*The permittee shall install and maintain a weir, meter, or other suitable measuring device, and shall keep a complete record of the amount of ground water withdrawn.*

*The priority date of this permit is April 14, 1978*

*Actual construction work shall begin on or before June 1, 1979 and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 1979*

*Complete application of the water to the proposed use shall be made on or before October 1, 1980*

*WITNESS my hand this 1st day of June, 1978*

*James E. Saxon*  
Water Resources Director

647









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Dayton-Lafayette Well 1 through Well 5  
**Water Rights Permit & Extension**

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STATE OF OREGON

COUNTY OF YAMHILL

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

CITY OF DAYTON  
416 FERRY STREET  
DAYTON, OREGON 97114

(503)864-2221

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

APPLICATION FILE NUMBER: G-14385

SOURCE OF WATER: 5 WELLS IN WEST FORK PALMER CREEK BASIN

PURPOSE OR USE: MUNICIPAL USE

MAXIMUM RATE: in combination with the appropriation of water under any permit, transfer, or certificate issued for application G-14386, appropriation of water under this permit shall not exceed 3.34 CUBIC FEET PER SECOND (1500 gallons per minute) and shall not exceed 300 gallons per minute per well.

PERIOD OF USE: YEAR ROUND

DATE OF PRIORITY: SEPTEMBER 27, 1996

POINT OF DIVERSION LOCATION: NE 1/4 NW 1/4, SE 1/4 NW 1/4, SE 1/4 SW 1/4, SECTION 25, NW 1/4 NE 1/4, NW 1/4 NW 1/4, SECTION 36, T4S, R4W, W.M.; WELL 1 - 1170 FEET SOUTH AND 3250 FEET EAST; WELL 2 - 1000 FEET SOUTH AND 960 FEET EAST; WELL 3 - 910 FEET NORTH AND 1350 FEET EAST; WELL 4 - 2890 FEET NORTH AND 1550 FEET EAST; WELL 5 - 4630 FEET NORTH AND 2350 FEET EAST, ALL FROM SW CORNER SECTION 25

THE PLACE OF USE IS LOCATED AS FOLLOWS:

WITHIN THE SERVICE BOUNDARIES OF THE CITY

well 1-5

## Measurement, recording and reporting conditions:

- A. Before water use may begin under this permit, at each well, the permittee shall install a meter or other suitable measuring device as approved by the Director. The permittee shall maintain the meter or measuring devices in good working order, shall keep a complete record of the amount of water used each month and shall submit a report which includes the recorded water use measurements to the Department annually or more frequently as may be required by the Director. Further, the Director may require the permittee to report general water use information, including the place and nature of use of water under the permit.
- B. The permittee shall allow the watermaster access to the meter or measuring devices; provided however, where the meters or measuring devices is located within a private structure, the watermaster shall request access upon reasonable notice.

If substantial interference with a senior water right occurs due to withdrawal of water from any well listed on this permit, then use of water from the well(s) shall be discontinued or reduced and/or the schedule of withdrawal shall be regulated until or unless the Department approves or implements an alternative administrative action to mitigate the interference. The Department encourages junior and senior appropriators to jointly develop plans to mitigate interferences.

To monitor the effect of water use from the well(s) authorized under this permit, the Department requires the water user to make and report annual static water level measurements. The static water level shall be measured in the month of March. Reports shall be submitted to the Department within 30 days of measurement. The first annual measurement will establish the reference level against which future annual measurements will be compared.

All measurements shall be made by a certified water rights examiner, registered professional geologist, registered professional engineer, licensed well constructor or pump installer licensed by the Construction Contractors Board and be submitted to the Department on forms provided by the Department. The Department requires the individual performing the measurement to:

- (A) Identify each well with its associated measurement; and
- (B) Measure and report water levels to the nearest tenth of a foot as depth-to-water below ground surface; and

- (C) Specify the method used to obtain each well measurement; and
- (D) Certify the accuracy of all measurements and calculations submitted to the Department.

The water user shall discontinue use of, or reduce the rate or volume of withdrawal from, the well(s) if annual March water level measurements reveal any of the following events:

- (A) An average water level decline of three or more feet per year for five consecutive years; or
- (B) A water level decline of 15 or more feet in fewer than five consecutive years; or
- (C) A water level decline of 25 or more feet.

The water user shall discontinue use of, or reduce the rate or volume of withdrawal from, the well(s) if irrigation season (March - October) water level measurements reveal hydraulic interference leading to a decline of 25 or more feet in any neighboring well with senior priority.

The period of non or restricted use shall continue until the annual water level rises above the decline level which triggered the action or until the Department determines, based on the permittee's and the Department's data and analysis, that no action is necessary because the aquifer in question can sustain the observed declines without adversely impacting the resource or senior water rights. The water user shall in no instance allow excessive decline, as defined in Commission rules, to occur within the aquifer as a result of use under this permit. If more than one well is involved, the water user may submit an alternative measurement and reporting plan for review and approval by the Department.

In addition to the monitoring requirements above, in order to monitor the effect of water use from the wells authorized under this permit, the permittee has submitted, and the Department has approved, a plan entitled "Groundwater Monitoring Plan, Cities of Dayton and Lafayette" dated April 26, 2000. Implementation of the permittee's monitoring plan is a condition of this permit. By reference, permittee's monitoring plan is incorporated into this permit and shall at all times be kept on file in application file G-14385 at the Department of Water Resources in Salem.

Modifications to the monitoring plan may be submitted by the permittee; however, proposed modifications must be approved, in writing, by the Department. Any request to modify the monitoring plan must include the basis for the proposed modifications and evidence that the permittee has consulted with the Dayton Prairie Groundwater Management Advisory Board

(e.g. Advisory Board meeting minutes). In any event, at a minimum, the permittee's plan shall always include the following:

- a program to periodically measure water levels within the permitted wells in months other than March.
- a program to periodically measure water levels in up to six off-site wells in March and during high water use periods.
- a reference water level for city wells and off-site wells against which any water level declines will be compared.
- a program to ensure qualified parties are conducting the monitoring.
- a program to ensure the monitoring data are available to all interested parties, including the Department, within a few days of collection.

The water use under this permit shall be limited to any deficiency in the available supply, either with respect to quantity or quality, of any prior municipal use right held by the permittee.

If the number, location, or construction of any well deviates from that proposed in the permit application or permit conditions, the conclusions of the Technical Review, Initial Review or Proposed Final Order under which this permit was granted may be revised, conditions may be appropriately revised, or this permit may not be valid.

Within 1 year of permit issuance, the permittee shall submit a water management and conservation plan consistent with OAR Chapter 690, Division 86.

Ground water for use under this permit shall be produced from no shallower than 100 feet below land surface.

No water may be appropriated under the terms of this permit from well #4 and well #5 until the permittee has demonstrated, to the satisfaction of the Department, that the wells develop a confined aquifer. Such a demonstration may be made by providing a log of materials encountered during drilling, head relationships of water bearing zones encountered, on-site test data, or data from other wells in the area. The permittee should consult with the Department prior to placing any permanent casing and sealing material.

In addition to other conditions in this permit, the Director may require the preferential use of certain wells and their times of operation to reduce interference with existing water uses. The permittee shall still obtain the quantity of water needed or permitted, whichever is less.

STANDARD CONDITIONS

The wells shall be constructed in accordance with the General Standards for the Construction and Maintenance of Water Wells in Oregon. The works shall be equipped with a usable access port, and may also include an air line and pressure gauge adequate to determine water level elevation in the well at all times.

The use shall conform to such reasonable rotation system as may be ordered by the proper state officer.

Prior to receiving a certificate of water right, the permit holder shall submit the results of a pump test meeting the department's standards, to the Water Resources Department. The Director may require water level or pump test results every ten years thereafter.

Failure to comply with any of the provisions of this permit may result in action including, but not limited to, restrictions on the use, civil penalties, or cancellation of the permit.

This permit is for the beneficial use of water without waste. The water user is advised that new regulations may require the use of best practical technologies or conservation practices to achieve this end.

By law, the land use associated with this water use must be in compliance with statewide land-use goals and any local acknowledged land-use plan.

No water use or related construction under this permit may be made until all required local land use approvals are obtained. This prohibition shall continue through completion of an appeal before the Land Use Board of Appeals and any remand back to Yamhill County for further proceedings, but not through completion of an appeal before the Oregon Court of Appeals or review by the Supreme Court.

The use of water shall be limited when it interferes with any prior surface or ground water rights.

The Director finds that the proposed use(s) of water described by this permit, as conditioned, will not impair or be detrimental to the public interest.





Oregon Water Resources Department  
Water Rights Division

Water Rights Application  
Number G-14385

**Final Order**  
**Extension of Time for Permit Number G-13838**

**Appeal Rights**

**This is a final order in other than contested case.** This order is subject to judicial review under ORS 183.484. Any petition for judicial review must be filed within the 60 day time period specified by ORS 183.484(2). Pursuant to ORS 536.075 and OAR 137-004-0080 you may either petition for judicial review or petition the Director for reconsideration of this order. A petition for reconsideration may be granted or denied by the Director, and if no action is taken within 60 days following the date the petition was filed, the petition shall be deemed denied.

**Application History**

The Department issued Permit G-13838 on September 11, 2000. The permit called for completion application of water to beneficial use by October 1, 2004. On October 1, 2004, the City of Dayton submitted an application to the Department for an extension of time for Permit G-13838. In accordance with OAR 690-315-0050(2), on September 12, 2006, the Department issued a Proposed Final Order proposing to extend the time to fully apply water to beneficial use to October 1, 2025. The protest period closed October 27, 2006 in accordance with OAR 690-315-0060(1). No protest was filed.

At time of issuance of the Proposed Final Order the Department concluded that, based on the factors demonstrated by the applicant, the permit may be extended subject to the following conditions:

**CONDITIONS**

1. **Development Limitations**  
Diversion of water beyond 1.34 cfs under Permit G-13838 shall only be authorized upon issuance of a final order approving a Water Management and Conservation Plan under OAR Chapter 690, Division 86. The required Water Management and Conservation Plan shall be submitted to the Department within 3 years from the date this extension becomes final.

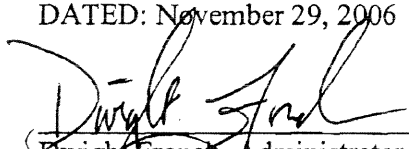
The deadline established in this order for submittal of a Water Management and Conservation Plan shall not relieve a permittee of any existing or future requirements for submittal of a Plan at an earlier date as established through other orders of the Department. A Plan submitted to meet the requirements of this order may also meet the Plan submittal requirements of other Department orders.

The applicant has demonstrated good cause for the permit extension pursuant to ORS 537.630, 539.010(5) and OAR 690-315-0080(3).

**Order**

The extension of time for Application G-14385, Permit G-13838, therefore, is approved subject to conditions contained herein. The deadline for applying water to full beneficial use is extended to October 1, 2025.

DATED: November 29, 2006

  
Dwight French, Administrator of  
Water Rights and Adjudications  
for  
Phillip C. Ward, Director

If you have any questions about statements contained in this document, please contact Ann L. Reece at (503) 986-0808.

If you have other questions about the Department or any of its programs, please contact our Water Resources Customer Service Group at (503) 986-0900

***NOTE: Include a copy of the "Important Notice" document along with the original copy of the Final Order being sent to the permit holder.***





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Dayton-Lafayette Well 1

## Well Log

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CITY OF DAYTON W.S. TEST WELL NO.1  
L14858 - S.C.#95174  
by Schneider Drilling Co.

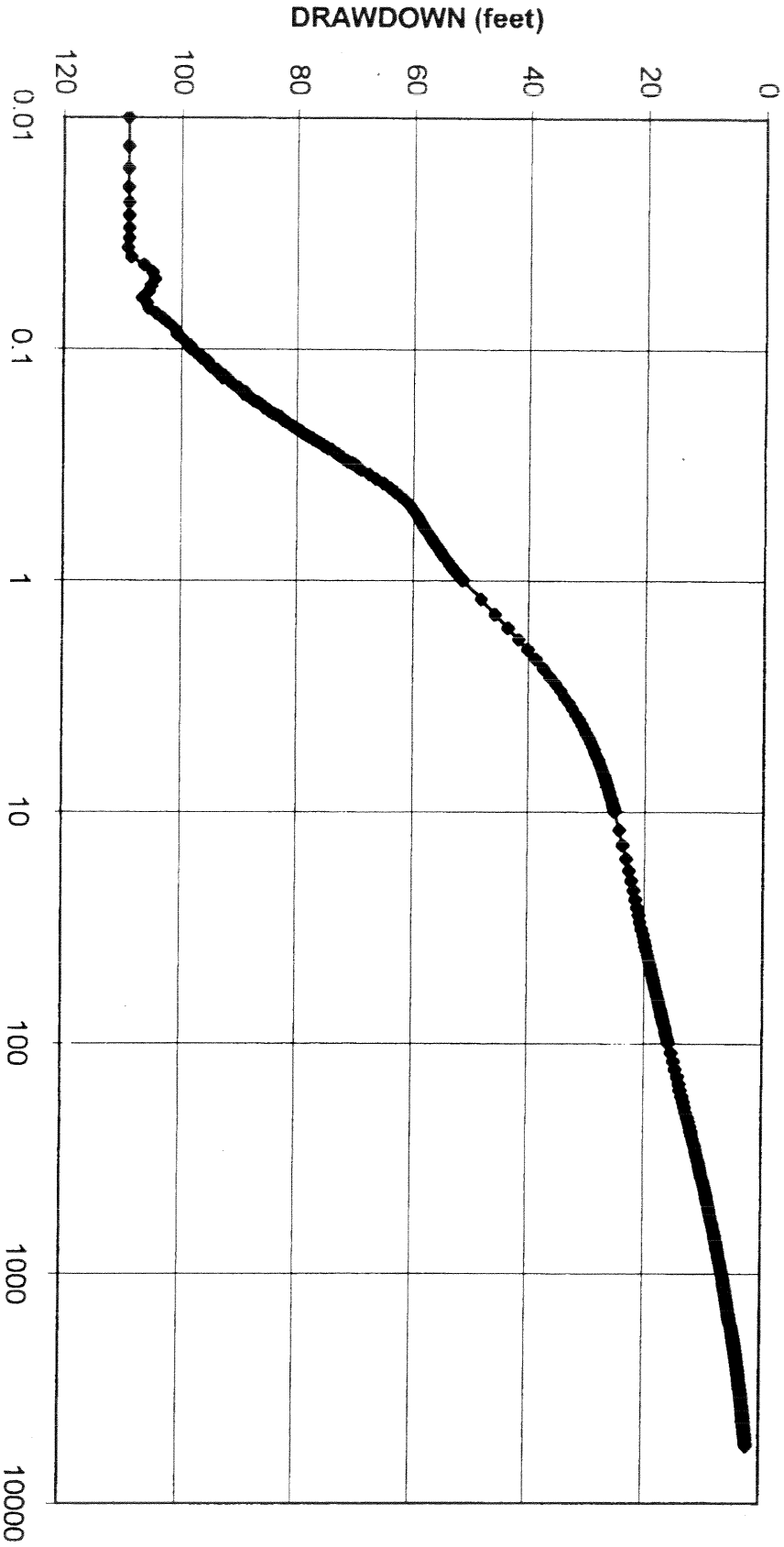
GEOLOGICAL LOG

<u>Depth</u>		
<u>From</u>	<u>To</u>	
0	1	Top soil
1	10	Clay, silty, brown
10	15	Clay, gray, soft
15	20	Clay, brown, soft, some silt
20	30	Clay, gray, silty
30	52	Clay, gray, w/some sand, fine-silt, black
52	70	Sand, med, black
70	75	Clay, green, w/some sand, med, sticky
75	85	Clay, green w/brown streaks, some sand, med, sticky
85	89	Clay, sandy, fine, green
89	90	Clay, gray, w/sand, fine, black
90	98	Clay, gray, sticky
98	110	Clay, gray-green, sticky, & sand, med-fine
110	124	Gravel 3"- round, w/sand, med, blk, & some clay, sticky, green
124	127	Gravel, pea, w/clay, gray
127	139	Clay, gray, w/some sand, fine-silt, black
139	142	Gravel 2"- & sand, coarse, blk
142	147	Clay, green, w/gravel & sand, coarse
147	153	Gravel, small, w/sand, coarse
153	160	Clay, green w/gravel & sand, coarse, blk
160	171	Clay, green, w/some pea gravel
171	178	Gravel, small, w/sand, coarse, blk, & silt, green-brown
178	183	Clay, silty, gray, w/gravel, semi-cemented & wood
183	194	Clay, silty, w/gravel imbedded, semi-cemented
194	201	Sand, coarse, blk, & gravel 1"-
201	206	Clay, gray, sticky, w/gravel
206	221	Gravel 3/4"-, round, w/sand, coarse, blk
221	228	Clay, gray, w/gravel, sticky
228	237	Clay, silty, gray
237	251	Gravel, pea, w/sand & wood, some silty, gray
251	256	Clay, blue, sticky, w/sand, coarse, blk
256	261	Sand, coarse, w/pea gravel, wood, & some clay, blue
261	263	Silt, clayey, gray, w/sand, coarse, blk
263	267	Grvl 1-1/2", multi-clrd & sand, blk, crse, & silt, blue, dry, crumbly
267	271	Silt, dry, blue, crumbly, w/gravel & sand
271	275	Gravel 2"- & sand, crse-fine, some cemented

RECEIVED  
JUL - 2 1997  
WATER RESOURCES DEPT.  
SALEM, OREGON



DAYTON W.S. TEST WELL NO.1 - L14858  
72HR Test Recovery - Avg 267.5 GPM  
5/8-12/97 by Schneider Drilling Co.



WATER RESOURCES DEPT.  
LOGSERO. WATAVA  
WATER

4661 2 - 7UJ

CREATED



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Dayton-Lafayette Well 2

## Well Log

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# YAMH 55101

STATE OF OREGON  
**WATER SUPPLY WELL REPORT**  
 (as required by ORS 537.765 & OAR 690-205-0210)

WELL LABEL # L 59407  
 START CARD # 180004

**(1) LAND OWNER** Owner Well I.D. Well 2  
 First Name \_\_\_\_\_ Last Name \_\_\_\_\_  
 Company City of Lafayette  
 Address 486 Third Street  
 City Lafayette State OR Zip 97127

**(2) TYPE OF WORK**  New Well  Deepening  Conversion  
 Alteration (repair/recondition)  Abandonment

**(3) DRILL METHOD**  
 Rotary Air  Rotary Mud  Cable  Auger  Cable Mud  
 Reverse Rotary  Other \_\_\_\_\_

**(4) PROPOSED USE**  Domestic  Irrigation  Community  
 Industrial/ Commercial  Livestock  Dewatering  
 Thermal  Injection  Other \_\_\_\_\_

**(5) BORE HOLE CONSTRUCTION** Special Standard  (Attach copy)  
 Depth of Completed Well 245 ft.

BORE HOLE			SEAL			Amt	sacks/ lbs
Dia	From	To	Material	From	To		
15	0	275	Concrete	0	110	68	S

How was seal placed: Method  A  B  C  D  E  
 Other \_\_\_\_\_  
 Backfill placed from 245 ft. to 275 ft. Material concrete trimcc33 S  
 Filter pack from 110 ft. to 245 ft. Material sileasand Size 8X12  
 Explosives used:  Yes Type \_\_\_\_\_ Amount \_\_\_\_\_

**(6) CASING/LINER**

Casing	Liner	Dia	+	From	To	Gauge	Stl	Plstc	Wld	Thrd
<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	10	X	2	190	.250	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	10		215	235	.250	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	10		240	245	.250	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>

Shoe  Inside  Outside  Other Location of shoe(s) \_\_\_\_\_  
 Temp casing  Yes Dia \_\_\_\_\_ From \_\_\_\_\_ To \_\_\_\_\_

**(7) PERFORATIONS/SCREENS**

Perforations Method \_\_\_\_\_ Screens Type Johnson Material Stainless Stl

Perf/S	Casing/	Screen	Dia	From	To	Sem/slot	Slot	# of	Tele/
erfen	Liner					width	length	slots	pipe size
Screen	Casing		10	190	215	.06			
Screen	Casing		10	235	240	.06			

**(8) WELL TESTS: Minimum testing time is 1 hour**  
 Pump  Bailor  Air  Flowing Artesian  

Yield gal/min	Drawdown	Drill stem/Pump depth	Duration (hr)
150	136	223	48

 Temperature 55 °F Lab analysis  Yes By MWH  
 Water quality concerns?  Yes (describe below)  

From	To	Description	Amount	Units
155	185	*Results have not been returned		

**(9) LOCATION OF WELL (legal description)**  
 County YAMHILL Twp 4 S N/S Range 4 W E/W WM  
 Sec 36 NW 1/4 of the NE 1/4 Tax Lot N/A  
 Tax Map Number N/A Lot N/A  
 Lat 45° 10' 59.00" or 45.18305556 DMS or DD  
 Long -123° 7' 57.00" or -123.1325 DMS or DD  
 Street address of well  Nearest address  
SE Airport Road, Dayton, OR 97114 - see attached map

**(10) STATIC WATER LEVEL**

Existing Well / Prodeepening	Date	SWL (psi)	+ SWL (ft)
Completed Well	<u>12-15-2007</u>		<u>52</u>

Flowing Artesian?  Dry Hole?   
 WATER BEARING ZONES Depth water was first found 52

SWL Date	From	To	Est Flow	SWL (psi)	+ SWL (ft)
<u>12-05-2007</u>	<u>235</u>	<u>245</u>	<u>140</u>		<u>52</u>

**(11) WELL LOG** Ground Elevation 163

Material	From	To
silty clay moist	0	110
silt with gravels to gravel with fines	110	130
clayey silt	130	140
sandy gravel	140	150
silty gravel	150	160
gravel with fines	160	170
silty sand to silt	170	190
sand and gravel	190	220
silt, clay and fine sand	220	235
sand and gravel	235	245
silt fine sand	245	255
medium sand	255	260
clay	260	265
silty gravel	265	275

**RECEIVED**  
**JAN 15 2008**  
**WATER RESOURCES DEPT**  
**SALEM, OREGON**

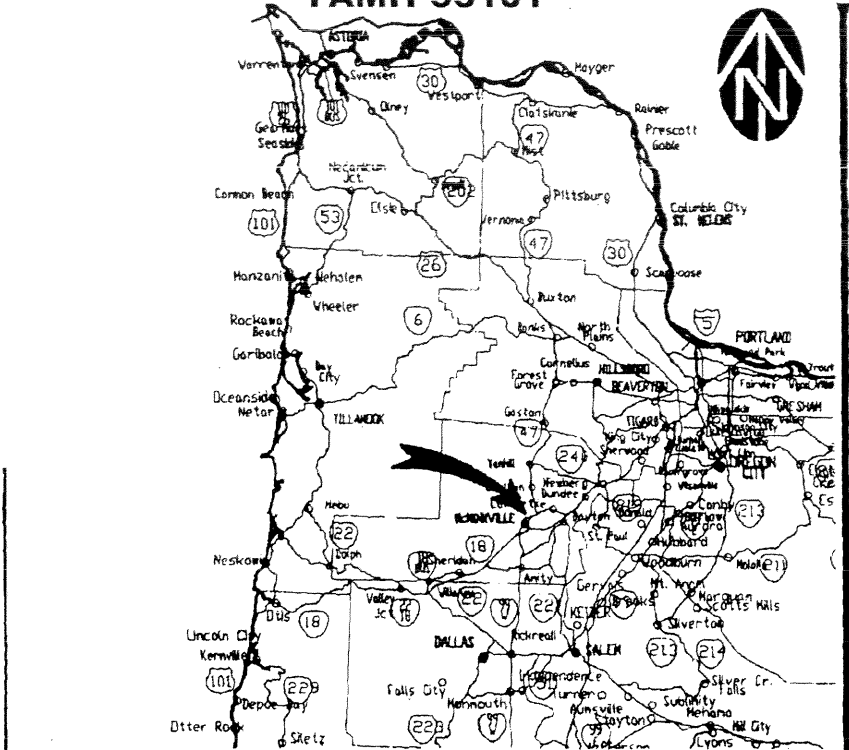
Date Started 10-30-2007 Completed 12-17-2007

**(unbonded) Water Well Constructor Certification**  
 I certify that the work I performed on the construction, deepening, alteration, or abandonment of this well is in compliance with Oregon water supply well construction standards. Materials used and information reported above are true to the best of my knowledge and belief.  
 License Number \_\_\_\_\_ Date \_\_\_\_\_  
 Password : (if filing electronically) \_\_\_\_\_  
 Signed \_\_\_\_\_

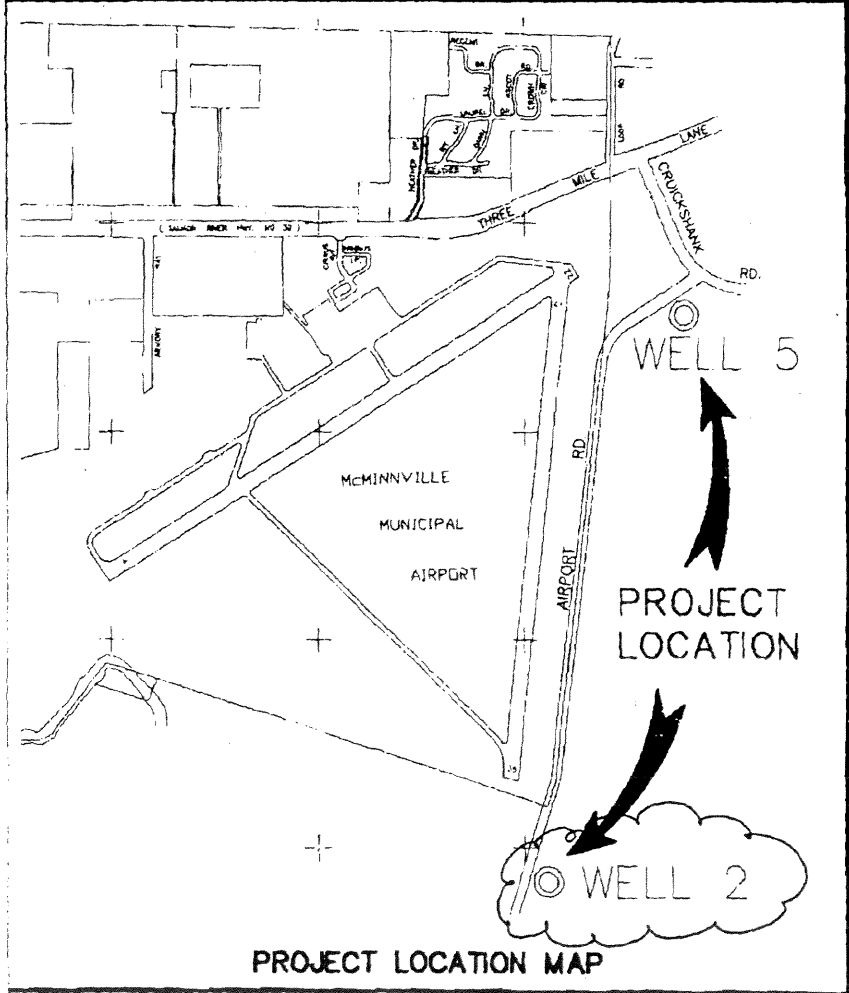
**(bonded) Water Well Constructor Certification**  
 I accept responsibility for the construction, deepening, alteration, or abandonment work performed on this well during the construction dates reported above. All work performed during this time is in compliance with Oregon water supply well construction standards. This report is true to the best of my knowledge and belief.  
 License Number 1796 Date 1/14/08  
 Password : (if filing electronically) \_\_\_\_\_  
 Signed [Signature]  
 Contact Info (optional) \_\_\_\_\_

*well 2*

**YAMH 55101**



**VICINITY MAP**



**PROJECT LOCATION MAP**

**RECEIVED**

JAN 15 2008

WATER RESOURCES DEPT  
SALEM, OREGON

YAMH 55423

STATE OF OREGON  
WATER SUPPLY WELL REPORT

(as required by ORS 537.765 & OAR 690-205-0210)

WELL LABEL # 59407

START CARD # ~~1200878~~ 200878

Instructions for completing this report are on the last page of this form.

(1) LAND OWNER Owner Well I.D. Well 2

First Name \_\_\_\_\_ Last Name \_\_\_\_\_  
Company City of Lafayette  
Address 480 3rd St  
City Lafayette State OR Zip 97127

(2) TYPE OF WORK  New Well  Deepening  Conversion  
 Alteration (repair/recondition)  Abandonment

(3) DRILL METHOD  
 Rotary Air  Rotary Mud  Cable  Auger  Cable Mud  
 Reverse Rotary  Other \_\_\_\_\_

(4) PROPOSED USE  Domestic  Irrigation  Community  
 Industrial/Commercial  Livestock  Dewatering  Injection  
 Thermal  Other \_\_\_\_\_

(5) BORE HOLE CONSTRUCTION Special Standard:  Yes (attach copy)  
Depth of Completed Well 245 ft.

BORE HOLE			SEAL			Amount	Scks/lbs
Dia	From	To	Material	From	To		

How was seal placed: Method  A  B  C  D  E  
 Other \_\_\_\_\_

Backfill placed from \_\_\_\_\_ ft. to \_\_\_\_\_ ft. Material \_\_\_\_\_  
Filter pack from \_\_\_\_\_ ft. to \_\_\_\_\_ ft. Material \_\_\_\_\_ Size \_\_\_\_\_  
Explosives used:  Yes Type \_\_\_\_\_ Amount \_\_\_\_\_

(6) CASING/LINER

Csng	Lnr	Dia	+	From	To	Gauge	Steel	Plastic	Welded	Thrd
		<u>10"</u>								

Shoe  Inside  Outside  Other Location of shoe(s) \_\_\_\_\_  
Temporary casing  Yes Diameter \_\_\_\_\_ From \_\_\_\_\_ To \_\_\_\_\_

(7) PERFORATIONS/SCREENS  
Perforations Method \_\_\_\_\_  
Screens Type \_\_\_\_\_ Material \_\_\_\_\_

Perf	Scrn	Csng	Lnr	Screen Dia	From	To	Screen/slot width	Slot length	# of slots	Tele/pipe size

(8) WELL TESTS: Minimum testing time is 1 hour  
 Pump  Bailer  Air  Flowing Artesian  
Yield gal/min \_\_\_\_\_ Drawdown \_\_\_\_\_ Drill stem/Pump depth \_\_\_\_\_ Duration (hr) \_\_\_\_\_

Temperature \_\_\_\_\_ °F Lab analysis  Yes By \_\_\_\_\_  
Water quality concerns?  Yes (describe below)

From	To	Description	Amount	Units

(9) LOCATION OF WELL (legal description)

County Yamhill Twp 4S N or S Range 4W E or W W.M.  
Sec 36 NW 1/4 of the NE 1/4 Tax Lot # # none  
Tax Map Number \_\_\_\_\_ Lot \_\_\_\_\_  
Lat \_\_\_\_\_ " or \_\_\_\_\_ DMS or DD  
Long \_\_\_\_\_ " or \_\_\_\_\_ DMS or DD

Street Address of Well (or nearest address) SE Airport Rd  
Dayton Oregon 97114

(10) STATIC WATER LEVEL

	Date	SWL(psi)	+	SWL (ft)
Existing Well/Predeepening				
Completed Well				

Flowing Artesian?  Yes Dry Hole?  Yes  
WATER BEARING ZONES Depth water was first found \_\_\_\_\_

SWL Date	From	To	Est Flow	SWL (psi)	+	SWL (ft)

(11) WELL LOG Ground Elevation \_\_\_\_\_

Material	From	To
<u>cut off 6' 7" of casing welded on pre fab pitless unit 5' 7" long</u>		
<b>RECEIVED</b>		
<b>RECEIVED</b>		
<b>APR 09 2009</b>		
<b>MAY 14 2009</b>		
<b>WATER RESOURCES DEPT SALEM, OREGON</b>		
<b>WATER RESOURCES DEPT SALEM, OREGON</b>		

Date Started 4-7-09 Completed 4-7-09

(unbonded) Water Well Constructor Certification  
I certify that the work I performed on the construction, deepening, alteration, or abandonment of this well is in compliance with Oregon water supply well construction standards. Materials used and information reported above are true to the best of my knowledge and belief.  
License Number \_\_\_\_\_ Date \_\_\_\_\_  
Signed \_\_\_\_\_

(bonded) Water Well Constructor Certification  
I accept responsibility for the construction, deepening, alteration, or abandonment work performed on this well during the construction dates reported above. All work performed during this time is in compliance with Oregon water supply well construction standards. This report is true to the best of my knowledge and belief.  
License Number 1430 Date 4-8-09  
Signed Jeff Haboush  
Contact Info. (optional) \_\_\_\_\_





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Dayton-Lafayette Well 3

## Well Log

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RECEIVED

JUL 11 2003

well 3

WELL ID # L 55481

START CARD # 141232

STATE OF OREGON WATER SUPPLY WELL REPORT

(as required by ORS 537.765) WATER RESOURCES DEPT. SALEM, OREGON

Instructions for completing this report are on the last page of this form.

(1) OWNER: Well Number: 3 Name: Cities of Dayton and Lafayette Address: Dayton City Hall, 416 Ferry St. City: Dayton State: OR Zip: 97114

(2) TYPE OF WORK: [X] New Well [ ] Deepening [ ] Alteration (repair/recondition) [ ] Abandonment

(3) DRILL METHOD: [ ] Rotary Air [ ] Rotary Mud [X] Cable [ ] Auger [ ] Other

(4) PROPOSED USE: [ ] Domestic [X] Community [ ] Industrial [ ] Irrigation [ ] Thermal [ ] Injection [ ] Livestock [ ] Other

(5) BORE HOLE CONSTRUCTION: Special Construction approval [X] Yes [ ] No Depth of Completed Well: 275.5 ft. Explosives used [ ] Yes [X] No Type: Amount:

Table with columns: HOLE Diameter, From, To, Material, SEAL From, To, Amount (sacks or pounds). Rows include Bentonite and Cement seals.

How was seal placed: Method [ ] A [ ] B [X] C [ ] D [ ] E Backfill placed from 105' ft. to 107' ft. Material: 70 mesh sand Gravel placed from 107' ft. to 275.5 ft. Size of gravel: 8-12CSSI

(6) CASING/LINER: Table with columns: Diameter, From, To, Gauge, Steel, Plastic, Welded, Threaded. Lists casing and liner specifications.

(7) PERFORATIONS/SCREENS: Table with columns: From, To, Slot size, Number, Diameter, Tele/pipe size, Casing, Liner. Lists screen specifications.

(8) WELL TESTS: Minimum testing time is 1 hour. Table with columns: Yield gal/min, Drawdown, Drill stem at, Time. Shows test results.

Temperature of Water: 57 deg Depth Artesian Flow found: Was a water analysis done? [ ] Yes [ ] No By whom: Did any strata contain water not suitable for intended use? [ ] Too little [ ] Salty [ ] Muddy [ ] Odor [ ] Colored [ ] Other Depth of strata:

(9) LOCATION OF WELL by legal description: County: Yamhill Latitude: Longitude: Township: 4S N or S. Range: 4W E or W. of WM. Section: 25 NW 1/4 SW 1/4 Tax lot: Lot: Block: Subdivision: Street Address of Well (or nearest address): Across Airport Rd. from the McMinnville Airport

(10) STATIC WATER LEVEL: 37.58' ft. below land surface. Date: 11/21/2002 Artesian pressure: lb. per square inch. Date:

(11) WATER BEARING ZONES: Table with columns: From, To, Estimated Flow Rate, SWL. Lists water bearing zones and flow rates.

(12) WELL LOG: Table with columns: Material, From, To, SWL. Lists well log details including Brown clay, Gray silty clay, etc.

Continued on next page

Date started 4/15/2002 Completed 8/12/2002

(unbonded) Water Well Constructor Certification: I certify that the work I performed on the construction, alteration, or abandonment of this well is in compliance with Oregon water supply well construction standards. Materials used and information reported above are true to the best of my knowledge and belief. WWC Number: Date:

Signed: Michael Waldrop Date:

(bonded) Water Well Constructor Certification: I accept responsibility for the construction, alteration, or abandonment work performed on this well during the construction dates reported above. All work performed during this time is in compliance with Oregon water supply well construction standards. This report is true to the best of my knowledge and belief. WWC Number: 633 Date: 6/29/03

Signed: Michael Waldrop Date: 6/29/03

Dayton Well #3



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Dayton-Lafayette Well 4

## Well Log

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RECEIVED  
JUL 11 2003

STATE OF OREGON  
**WATER SUPPLY WELL REPORT**

(as required by ORS 537.765)

Instructions for completing this report are on the last page of this form.

WELL ID # L **55482**

START CARD # **141233**

**(1) OWNER:**

Name **Cities of Dayton-Lafayette**  
Address **Dayton City Hall, 416 Ferry St.**  
City **Dayton** State **OR** Zip **97114**

**(2) TYPE OF WORK:**

New Well  Deepening  Alteration (repair/recondition)  Abandonment

**(3) DRILL METHOD:**

Rotary Air  Rotary Mud  Cable  Auger  
 Other

**(4) PROPOSED USE:**

Domestic  Community  Industrial  Irrigation  
 Thermal  Injection  Livestock  Other

**(5) BORE HOLE CONSTRUCTION:**

Special Construction approval  Yes  No Depth of Completed Well **276** ft.  
Explosives used  Yes  No Type Amount

HOLE			SEAL			Amount
Diameter	From	To	Material	From	To	sacks or pounds
24"	0'	5'	Bentonite	0'	5'	15 sacks
14"	5'	276'	Cement	5'	103'	148 sacks

How was seal placed: Method  A  B  C  D  E

Backfill placed from **103'** ft. to **105'** ft. Material **70 mesh sand**

Gravel placed from **105'** ft. to **276'** ft. Size of gravel **8-12CSSI**

**(6) CASING/LINER:**

Casing	Diameter	From	To	Gauge	Material			
					Steel	Plastic	Welded	Threaded
	10"	+1'	5'	3/8"	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
	10"	5'	136'	.25"	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
	10"	170'	216'	.25"	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
	10"	227'	258'	.25"	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Liner:	10"	264'	276'	.25"	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>

Drive Shoe used  Inside  Outside  None

Final location of shoe(s) **Pitless adapter used**

**(7) PERFORATIONS/SCREENS:**

Perforations Method  Screens Type **v-slot** Material **304 SS**

From	To	Slot size	Number	Diameter	Tele/pipe size	Casing	Liner
136'	170'	.065		10"	PS	<input type="checkbox"/>	<input type="checkbox"/>
216'	227'	.065		10"	PS	<input type="checkbox"/>	<input type="checkbox"/>
258'	264'	.065		10"	PS	<input type="checkbox"/>	<input type="checkbox"/>

**(8) WELL TESTS: Minimum testing time is 1 hour**

Pump  Bailor  Air  Flowing Artesian

Yield gal/min	Drawdown	Drill stem at	Time
260	81'		2 Hrs.

Temperature of Water **57deg** Depth Artesian Flow found \_\_\_\_\_  
Was a water analysis done?  Yes By whom \_\_\_\_\_  
Did any strata contain water not suitable for intended use?  Too little  
 Salty  Muddy  Odor  Colored  Other \_\_\_\_\_  
Depth of strata: \_\_\_\_\_

**(9) LOCATION OF WELL by legal description:**

County **Yamhill** Latitude \_\_\_\_\_ Longitude \_\_\_\_\_  
Township **4S** N or S. Range **4W** E or W. of WM.  
Section **25** **SE** 1/4 **NW** 1/4  
Tax lot \_\_\_\_\_ Lot \_\_\_\_\_ Block \_\_\_\_\_ Subdivision \_\_\_\_\_  
Street Address of Well (or nearest address) **Across Airport Rd.**  
**from the McMinnville Airport**

**(10) STATIC WATER LEVEL:**

**37** ft. below land surface. Date **11/21/2002**  
Artesian pressure \_\_\_\_\_ lb. per square inch. Date \_\_\_\_\_

**(11) WATER BEARING ZONES:**

Depth at which water was first found **10+'**

From	To	Estimated Flow Rate	SWL
129'	171'	50+ gpm	37'
213'	227'	50+ gpm	37'
257'	262'	50+gpm	37'

**(12) WELL LOG:**

Material	From	To	SWL
Top soil	0'	3'	
Brown silty clay	3'	21'	
Gray silty clay	21'	46'	
Fine black sand	46'	52'	
Blue gray sticky clay	52'	68'	
Gray silty clay	68'	77'	
Dark gray silty clay w/some sand	77'	96'	
Dark gray silty clay w/some small gravel	96'	107'	
Silty gray clay, fine sand, small gravel w/some wood	107'	129'	
Small gravel, sand and some silty gray clay	129'	171'	37'
Gray silty clay, small gravel, sand	171'	183'	
Light gray silty clay, small gravel, sand	183'	198'	
Dark gray silty clay, some sand and gravel	198'	213'	
Sand, gravel, gray silty clay	213'	227'	37'
Gray silty sandy clay	227'	251'	
Blue-gray sticky clay	251'	257'	
Gravel, sand, gray silty clay	257'	262'	37'
Blue-gray silty clay, sticky	262'	276'	

Date started **4/29/2002** Completed **8/23/2002**

**(unbonded) Water Well Constructor Certification:**

I certify that the work I performed on the construction, alteration, or abandonment of this well is in compliance with Oregon water supply well construction standards. Materials used and information reported above are true to the best of my knowledge and belief.

Signed \_\_\_\_\_ WWC Number \_\_\_\_\_  
Date \_\_\_\_\_

**(bonded) Water Well Constructor Certification:**

I accept responsibility for the construction, alteration, or abandonment work performed on this well during the construction dates reported above. All work performed during this time is in compliance with Oregon water supply well construction standards. This report is true to the best of my knowledge and belief.

Signed *Michael Waldrop* WWC Number **633**  
Date **6/28/2003**





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Dayton-Lafayette Well 5

## Well Log

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# YAMH 55102

**STATE OF OREGON  
WATER SUPPLY WELL REPORT**

(as required by ORS 537.765 & OAR 690-205-0210)

WELL LABEL # L 59406

START CARD # 180005

**(1) LAND OWNER** Owner Well I.D. Well 5  
 First Name \_\_\_\_\_ Last Name \_\_\_\_\_  
 Company City of Lafayette  
 Address 486 Third Street  
 City Lafayette State OR Zip 97127

**(2) TYPE OF WORK**  New Well  Deepening  Conversion  
 Alteration (repair/recondition)  Abandonment

**(3) DRILL METHOD**  
 Rotary Air  Rotary Mud  Cable  Auger  Cable Mud  
 Reverse Rotary  Other \_\_\_\_\_

**(4) PROPOSED USE**  Domestic  Irrigation  Community  
 Industrial/ Commercial  Livestock  Dewatering  
 Thermal  Injection  Other \_\_\_\_\_

**(5) BORE HOLE CONSTRUCTION** Special Standard  Attach copy  
 Depth of Completed Well 195 ft.

BORE HOLE			SEAL			sacks/	
Dia	From	To	Material	From	To	Amt	S
15	0	279	Concrete	0	100	65	S

How was seal placed: Method  A  B  C  D  E  
 Other \_\_\_\_\_  
 Backfill placed from 195 ft. to 279 ft. Material concrete trimex 107 S  
 Filter pack from 100 ft. to 195 ft. Material silcasand Size 6X9  
 Explosives used:  Yes Type \_\_\_\_\_ Amount \_\_\_\_\_

**(6) CASING/LINER**

Casing	Liner	Dia	+	From	To	Gaug	Stl	Plstc	Wld	Thrd
<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	10		2	155	.250	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	<input type="checkbox"/>	10		185	195	.250	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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"/>	<input type="checkbox"/>	<input type="checkbox"/>

Shoe  Inside  Outside  Other Location of shoe(s) \_\_\_\_\_  
 Temp casing  Yes Dia \_\_\_\_\_ From \_\_\_\_\_ To \_\_\_\_\_

**(7) PERFORATIONS/SCREENS**  
 Perforations Method \_\_\_\_\_  
 Screens Type Johnson Material Stainless St

Perf/S	Casing/	Screen	Screen	From	To	Scr/slot	Slot	# of	Tele/
Screen	Liner	Dia	Dia	From	To	width	length	slots	pipe size
Screen		10		155	185	.08			

**(8) WELL TESTS: Minimum testing time is 1 hour**  
 Pump  Bailer  Air  Flowing Artesian  
 Yield gal/min 162 Drawdown 84 Drill stem/Pump depth 145 Duration (hr) 48

Temperature 55 °F Lab analysis  Yes By MWI \_\_\_\_\_  
 Water quality concerns?  Yes (describe below) \_\_\_\_\_  
 From 155 To 185 Description \_\_\_\_\_ Amount \_\_\_\_\_ Units \_\_\_\_\_  
 \*Results have not been returned

**(9) LOCATION OF WELL (legal description)**  
 County YAMHILL Twp 4 S N/S Range 4 W E/W WM  
 Sec 25 NE 1/4 of the NW 1/4 Tax Lot N/A  
 Tax Map Number N/A Lot N/A  
 Lat 45 ° 11 ' 57.00" or 45.19916667 DMS or DD  
 Long -123 ° 7 ' 35.00" or -123.12638889 DMS or DD  
 Street address of well  Nearest address  
SE Airport Road, Dayton, OR 97114 - see attached map

**(10) STATIC WATER LEVEL**

Existing Well / Prudeepening	Date	SWL (psi)	+	SWL (ft)
Completed Well	<u>12-23-2007</u>			<u>52</u>

Flowing Artesian?  Dry Hole?   
 WATER BEARING ZONES Depth water was first found 52

SWL Date	From	To	Est Flow	SWL (psi)	+	SWL (ft)
<u>12-05-2007</u>	<u>155</u>	<u>185</u>	<u>140</u>			<u>52</u>

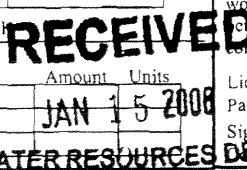
**(11) WELL LOG** Ground Elevation 163

Material	From	To
silty clay moist	0	60
grey clay	60	75
grey silt	75	85
fine sand with silt	85	95
clayey silt	95	100
gravel with fines	100	120
silty with some clay	120	125
sandy gravel with clay seams	125	140
silt with sand and clay	140	150
sand and gravel	150	180
gravel with traces of sand	180	190
fine sand, silt and gravel	190	200
silt	200	210
silty with some gravel	210	279

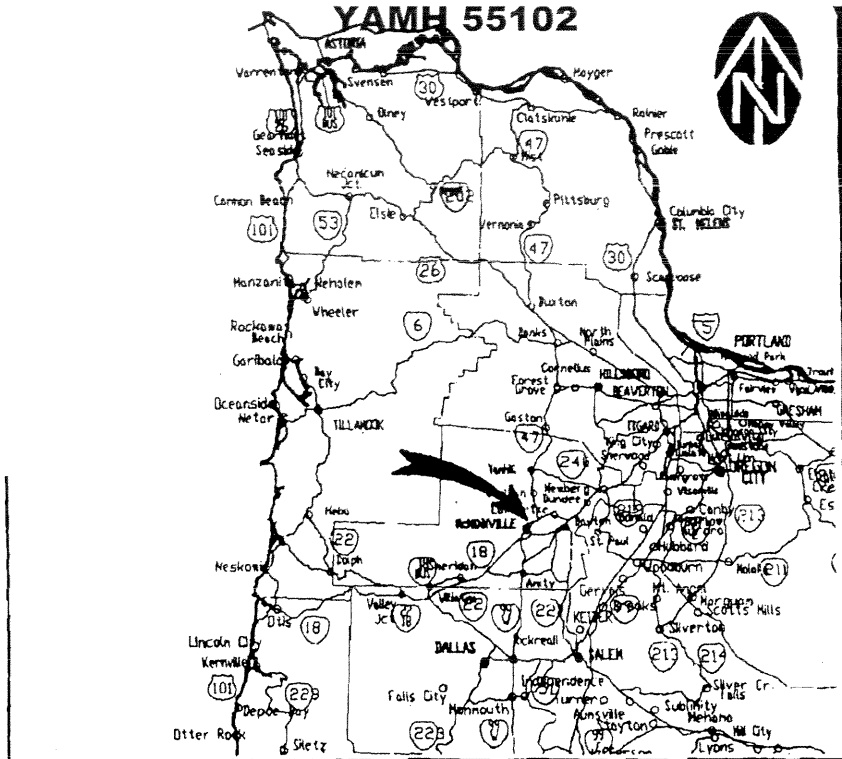
Date Started 10-22-2007 Completed 12-16-2007

**(unbonded) Water Well Constructor Certification**  
 I certify that the work I performed on the construction, deepening, alteration, or abandonment of this well is in compliance with Oregon water supply well construction standards. Materials used and information reported above are true to the best of my knowledge and belief.  
 License Number \_\_\_\_\_ Date \_\_\_\_\_  
 Password : (if filing electronically) \_\_\_\_\_  
 Signed \_\_\_\_\_

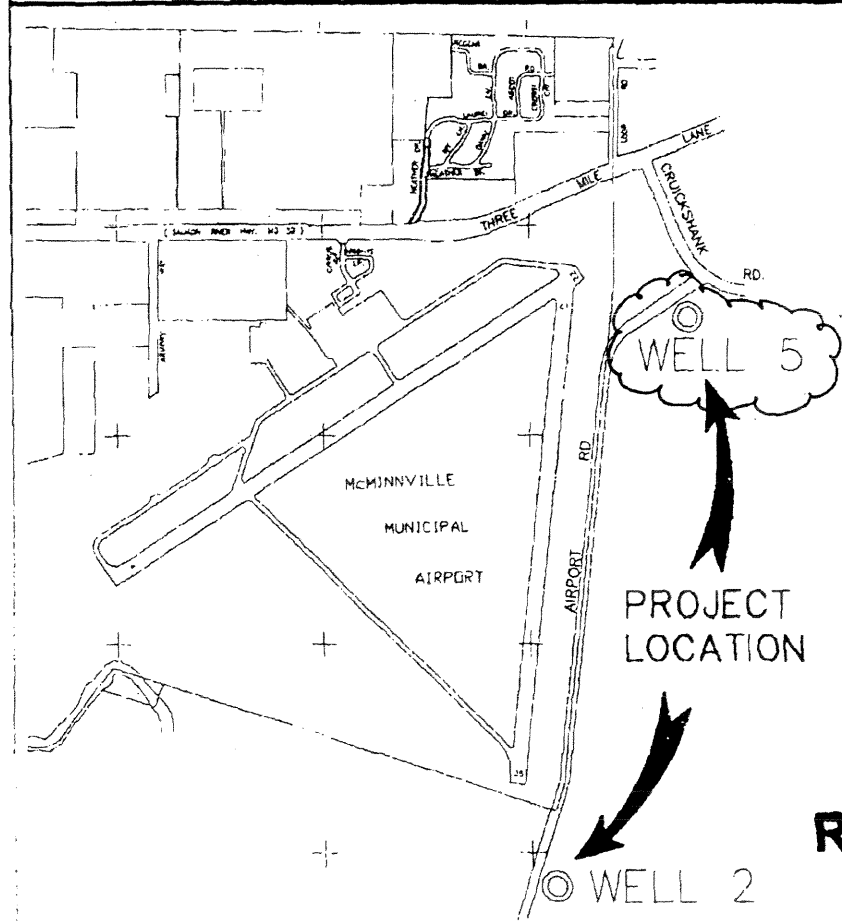
**(bonded) Water Well Constructor Certification**  
 I accept responsibility for the construction, deepening, alteration, or abandonment work performed on this well during the construction dates reported above. All work performed during this time is in compliance with Oregon water supply well construction standards. This report is true to the best of my knowledge and belief.  
 License Number 1796 Date 1/14/08  
 Password : (if filing electronically) \_\_\_\_\_  
 Signed \_\_\_\_\_  
 Info (optional) \_\_\_\_\_



YAMH 55102



VICINITY MAP



PROJECT LOCATION MAP

**RECEIVED**

JAN 15 2008

WATER RESOURCES DEPT  
SALEM, OREGON

YAMH 55424

YAMH 55424

STATE OF OREGON  
WATER SUPPLY WELL REPORT

(as required by ORS 537.765 & OAR 690-205-0210)

WELL LABEL # L 59406

START CARD # 200879

Instructions for completing this report are on the last page of this form.

(1) LAND OWNER Owner Well I.D. Well 5

First Name \_\_\_\_\_ Last Name \_\_\_\_\_  
Company City of Lafayette  
Address 486 Third St  
City Lafayette State OR Zip 97127

(2) TYPE OF WORK  New Well  Deepening  Conversion  
 Alteration (repair/recondition)  Abandonment

(3) DRILL METHOD  
 Rotary Air  Rotary Mud  Cable  Auger  Cable Mud  
 Reverse Rotary  Other \_\_\_\_\_

(4) PROPOSED USE  Domestic  Irrigation  Community  
 Industrial/Commercial  Livestock  Dewatering  Injection  
 Thermal  Other \_\_\_\_\_

(5) BORE HOLE CONSTRUCTION Special Standard:  Yes (attach copy)  
Depth of Completed Well 195 ft.

BORE HOLE			SEAL				Amount	Scks/lbs
Dia	From	To	Material	From	To			

How was seal placed: Method  A  B  C  D  E  
 Other \_\_\_\_\_

Backfill placed from \_\_\_\_\_ ft. to \_\_\_\_\_ ft. Material \_\_\_\_\_  
Filter pack from \_\_\_\_\_ ft. to \_\_\_\_\_ ft. Material \_\_\_\_\_ Size \_\_\_\_\_  
Explosives used:  Yes Type \_\_\_\_\_ Amount \_\_\_\_\_

(6) CASING/LINER

Csng	Linr	Dia	+	From	To	Gauge	Steel	Plastic	Welded	Thrd
		<u>10"</u>								

Shoe  Inside  Outside  Other Location of shoe(s) \_\_\_\_\_  
Temporary casing  Yes Diameter \_\_\_\_\_ From \_\_\_\_\_ To \_\_\_\_\_

(7) PERFORATIONS/SCREENS

Perforations Method \_\_\_\_\_  
Screens Type \_\_\_\_\_ Material \_\_\_\_\_

Perf	Scrn	Csng	Linr	Screen Dia	From	To	Screen/slot width	Slot length	# of slots	Tele/pipe size

(8) WELL TESTS: Minimum testing time is 1 hour  
 Pump  Bailer  Air  Flowing Artesian

Yield gal/min	Drawdown	Drill stem/Pump depth	Duration (hr)

Temperature \_\_\_\_\_ °F Lab analysis  Yes By \_\_\_\_\_  
Water quality concerns?  Yes (describe below)

From	To	Description	Amount	Units

(9) LOCATION OF WELL (legal description)  
County Yamhill Twp 4S N or S Range 4W E or W W.M.  
Sec 25 NE 1/4 of the NW 1/4 Tax Lot ATT none  
Tax Map Number \_\_\_\_\_ Lot \_\_\_\_\_  
Lat \_\_\_\_\_ " or \_\_\_\_\_ DMS or DD  
Long \_\_\_\_\_ " or \_\_\_\_\_ DMS or DD

Street Address of Well (or nearest address) SE Airport Rd  
Dayton Oregon 97114

(10) STATIC WATER LEVEL

	Date	SWL (psi)	+	SWL (ft)
Existing Well/Predeepening				
Completed Well				

Flowing Artesian?  Yes Dry Hole?  Yes

WATER BEARING ZONES Depth water was first found \_\_\_\_\_

SWL Date	From	To	Est Flow	SWL (psi)	+	SWL (ft)

(11) WELL LOG Ground Elevation \_\_\_\_\_

Material	From	To
<u>Cut off 5' 8" of casing</u>		
<u>Welded on pre fab pitless unit</u>		
<u>5' 8" long</u>		
<b>RECEIVED</b>	<b>RECEIVED</b>	
<b>APR 09 2009</b>	<b>MAY 14 2009</b>	
<b>WATER RESOURCES DEPT</b>	<b>WATER RESOURCES DEPT</b>	
<b>SALEM, OREGON</b>	<b>SALEM, OREGON</b>	

Date Started 4-7-09 Completed 4-7-09

(unbonded) Water Well Constructor Certification  
I certify that the work I performed on the construction, deepening, alteration, or abandonment of this well is in compliance with Oregon water supply well construction standards. Materials used and information reported above are true to the best of my knowledge and belief.

License Number \_\_\_\_\_ Date \_\_\_\_\_  
Signed \_\_\_\_\_

(bonded) Water Well Constructor Certification  
I accept responsibility for the construction, deepening, alteration, or abandonment work performed on this well during the construction dates reported above. All work performed during this time is in compliance with Oregon water supply well construction standards. This report is true to the best of my knowledge and belief.

License Number 1430 Date 4-8-09  
Signed [Signature]  
Contact Info. (optional) \_\_\_\_\_

