

Application for Water Right

Transfer

Part 1 of 4 – Minimum Requirements Checklist



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

This transfer application will be returned if Parts 1 through 4 and all required attachments are not completed and included.
For questions, please call (503) 986-0900, and ask for Transfer Section.

FOR ALL TRANSFER APPLICATIONS

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Check all items included with this application. (N/A = Not Applicable)

- Part 1 – Completed Minimum Requirements Checklist.
- Part 2 – Completed Transfer Application Map Checklist.
- Part 3 – Completed Transfer Application – Applicant Information and Signature.
- Part 4 – Completed Transfer Application – Water Right Information. Please include a separate Part 4 for each water right. List all water right certificates to be transferred here:
Certificate 87023

Attachments:

- Completed Transfer Application Map.
- Completed Evidence of Use Affidavit and supporting documentation. *- Cert. 87023 Issued April 2011*
- Fees – Amount enclosed: \$ 856.⁰⁰
See the Department's Fee Schedule at www.wrd.state.or.us or call (503) 986-0883.
- N/A Affidavit(s) of Consent.
- N/A Supplemental Form D – For water rights served by or issued in the name of an irrigation district. Complete when the transfer applicant is not the irrigation district.
- N/A Land Use Information Form with approval and signature (or signed land use form receipt stub). Not required if water is to be diverted, conveyed, and/or used only on federal lands or if **all** of the following apply: a) a change in place of use only, b) no structural changes, c) the use of water is for irrigation only, and d) the use is located within an irrigation district or an exclusive farm use zone.
- N/A For changes in point(s) of appropriation (well(s)) or additional point(s) of appropriation, Water Well Report/Well Log.
- N/A For Temporary Transfer (one to five years) Begin Year 2012 End Year 2016.
- N/A For Temporary Transfer only – Current recorded deed for the land **from** which the authorized place of use is being moved.
- N/A Temporary Drought Transfer (For use in counties where the Governor has declared drought)

(For Staff Use Only)

WE ARE RETURNING YOUR APPLICATION FOR THE FOLLOWING REASON(S):

<input type="checkbox"/> Application fee not enclosed/insufficient	<input type="checkbox"/> Map not included or incomplete
<input type="checkbox"/> Land Use Form not enclosed or incomplete	<input type="checkbox"/> Part _____ is incomplete
<input type="checkbox"/> Additional signature(s) required	
Other/Explanation _____	
Staff: _____ 503-986-0 _____	Date: ____ / ____ / ____

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Part 2 of 4 – Transfer Application Map Checklist

Your transfer application will be returned if any of the map requirements listed below are not met.

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Please be sure that the transfer application map you submit includes all the required items and matches the existing water right map. Check all boxes that apply.

- N/A Certified Water Right Examiner (CWRE) Stamp and Original Signature. For a list of CWREs, see http://www1.wrd.state.or.us/pdfs/cwre_listing.pdf. CWRE stamp and signature are not required for temporary changes and substitutions.
- N/A If **more than three** water rights are involved, separate maps are needed for each water right.
- Permanent quality printed with dark ink on white or clear paper or film.
- The size of the map can be 8½ x 11 inches, 8½ x 14 inches, or up to 30 x 30 inches. For 30 x 30 inch maps, three (3) paper copies and an electronic copy in a .pdf, .tiff or .jpg format are required.
- A north arrow, a legend, and scale.
- The scale of the map must be: 1 inch = 400 feet, 1 inch = 1,320 feet, the scale of the Final Proof/Claim of Beneficial Use Map (the map used when the permit was certificated), the scale of the county assessor map if the scale is not smaller than 1 inch = 1,320 feet, or a scale that has been pre-approved by the Department.
- Township, Range, Section, ¼ ¼, DLC, Government Lot, and other recognized public land survey lines.
- Tax lot boundaries (property lines) are required. Tax lot numbers are recommended.
- Major physical features including rivers and creeks showing direction of flow, lakes and reservoirs, roads, and railroads.
- Major water delivery system features from the point(s) of diversion/appropriation such as main pipelines, canals, and ditches.
- Existing place of use that includes separate hachuring for each water right, priority date, and use including number of acres in each quarter-quarter section, government lot, or in each quarter-quarter section as projected within government lots, donation land claims, or other recognized public land survey subdivisions. If less than the entirety of the water right is being changed, a separate hachuring is needed for lands left unchanged.
- N/A Proposed place of use that includes separate hachuring for each water right, priority date, and use including number of acres in each quarter-quarter section, government lot, or in each quarter-quarter section as projected within government lots, donation land claims, or other recognized public land survey subdivisions.
- Existing point(s) of diversion or well(s) with distance and bearing or coordinates from a recognized survey corner. This information can be found in your water right certificate or permit.
- N/A If you are proposing a change in point(s) of diversion or well(s), show the proposed location and label it clearly with distance and bearing or coordinates. If GPS coordinates are used, latitude-longitude coordinates may be expressed as either degrees-minutes-seconds with at least one digit after the decimal (example – 42°32'15.5") or degrees-decimal with five or more digits after the decimal (example – 42.53764°).

T 11307

Part 3 of 4 – Applicant Information and Signature

Applicant Information

APPLICANT/BUSINESS NAME Threemile Canyon Farms			PHONE NO. (541) 481-9274	ADDITIONAL CONTACT NO.
ADDRESS 75906 THREEMILE ROAD				FAX NO.
CITY BOARDMAN	STATE OR	ZIP 97818	E-MAIL GHARRIS@RDOFFUTT.COM	

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

AGENT/BUSINESS NAME Molly Reid, GSI Water Solutions, Inc.			PHONE NO. (509) 735-7135	ADDITIONAL CONTACT NO.
ADDRESS 1020 N. Center Parkway, Suite F				FAX NO.
CITY Kennewick	STATE WA	ZIP 99337	E-MAIL mreid@gsiws.com	

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.
- Check this box if this project is fully or partially funded by the American Recovery and Reinvestment Act. (Federal stimulus dollars)

Is the applicant the sole owner of the land on which the water right, or portion thereof, proposed for transfer is located? Yes No

If NO, include signatures of all landowners (and mailing address if different than the applicant's) or attach affidavits of consent (and mailing addresses) from all landowners or individuals/entities to which the water right(s) has been conveyed.

Permanent Transfers Only (check one box)

- By signing this application, I understand that, upon receipt of the draft preliminary determination and prior to Department approval of the transfer, I will be required to provide landownership information and evidence that I am authorized to pursue the transfer as identified in OAR 690-380-4010(5); **OR**
- I affirm 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; **OR**
- I affirm that the applicant is an entity with the authority to condemn property and is acquiring by condemnation the property to which the water right proposed for transfer is appurtenant and have supporting documentation.



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

Greg Harris
Applicant signature

GREG HARRIS - Farm Manager
Name (and title if applicable) (print)

9/29/11
Date

Applicant signature

Name (and title if applicable) (print)

Date

In your own words tell us what change(s) you want made and the reason for the change(s): **New ground is needed for seed potatoes. The "to" lands present an opportunity to develop a circle which is more economical and accessible than corner irrigation.**

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Check the following boxes that apply:

- The applicant is responsible for completion of change(s). Notices and correspondence should continue to be sent to the applicant.
- The receiving landowner will be responsible for completing the proposed change(s) after the final order is issued. Copies of notices and correspondence should be sent to this landowner.
- The receiving landowner and applicant will be responsible for completion of change(s). Copies of notices and correspondence should be sent to this landowner and the applicant.

At this time, are the lands in this transfer application in the process of being sold? Yes No

If YES, and you know who the new landowner will be, please complete the receiving landowner information table below. If you do not know who the new landowner will be, then a request for assignment will have to be filed for at a later date.

If a property sells, the certificated water right(s) located on the land belong to the new owner, unless a sale agreement or other document states otherwise. (To learn about sale agreements please visit our web site at: <http://www1.wrd.state.or.us/pdfs/Transfer-PropertyTransactions.pdf>)

RECEIVING LANDOWNER NAME BROGOITTI ESTATE FARM			PHONE NO.	ADDITIONAL CONTACT NO.
ADDRESS 61013 PEACH ROAD				FAX NO.
CITY LA GRANDE	STATE OR	ZIP 97850	E-MAIL	

Describe any special ownership circumstances here: TAX LOT 2804 IS BEING PURCHASED BY THREEMILE CANYON FARMS AND 2801 IS OWNED BY R.D. OFFUTT - OWNER OF THREEMILE CANYON FARMS. TAX LOT 2802 IS CURRENTLY FOR SALE AND R.D. OFFUTT IS IN NEGOTIATIONS WITH PURCHASER FOR OPTION TO LEASE THE PROPERTY. APPROXIMATELY 13 ACRES IS PROPOSED TO BE IRRIGATED ON TAX LOT 2802 THROUGH THIS TEMPORARY TRANSFER. SHOULD THE LEASE NOT GO THROUGH THIS GROUND WILL NOT BE IRRIGATED.

- Check here if any of the water rights proposed for transfer are or will be located within or served by an irrigation or other water district. (**Tip:** Complete and attach Supplemental Form D.)

IRRIGATION DISTRICT NAME N/A	ADDRESS		
CITY	STATE	ZIP	

- Check here if 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.

ENTITY NAME	ADDRESS		
CITY	STATE	ZIP	



To meet State Land Use Consistency Requirements, you must list all local governments (each county, city, municipal corporation, or tribal government) within whose jurisdiction water will be diverted, conveyed or used.

ENTITY NAME UNION COUNTY	ADDRESS 1001 4 TH STREET		
CITY LA GRANDE	STATE OR	ZIP 97850	

ENTITY NAME	ADDRESS		
CITY	STATE	ZIP	

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Part 4 of 4 – Water Right Information

Please use a separate Part 4 for each water right being changed. See instructions at <http://www.wrd.state.or.us/OWRD/PUBS/forms.shtml>.

CERTIFICATE # 87023

Description of Water Delivery System

System capacity: _____ cubic feet per second (cfs) **OR**
 2400 gallons per minute (gpm)

Describe the current water delivery system or the system that was in place at some time within the last five years. Include information on the pumps, canals, pipelines and sprinklers used to divert, convey and apply the water at the authorized place of use. Groundwater is appropriated from the well and delivered by buried 12 " pipeline to one or more of the center pivots used to irrigate the lands. For the temporary transfer buried mainline will be connected to existing system and piped underground to a new circle in Section 17. Description of pumps, pipelines and sprinklers are provided in Claim of Beneficial Use Report submitted in December 2010.

Table 1. Location of Authorized and Proposed Point(s) of Diversion (POD) or Appropriation (POA)

(Note: If the POD/POA name is not specified on the certificate, assign it a name or number here.)

POD/POA Name or Number	Is this POD/POA Authorized on the Certificate or is it Proposed?	If POA, OWRD Well Log ID# (or Well ID Tag # L-___)	Twp	Rng	Sec	¼ ¼	Tax Lot, DLC or Gov't Lot	Measured Distances (from a recognized survey corner)
1	<input checked="" type="checkbox"/> Authorized <input type="checkbox"/> Proposed	UNIO 1199	3 S	39 E	18	NW SE	4600	1509' N & 443' E FROM S 1/4 CORNER OF SEC. 18
	<input type="checkbox"/> Authorized <input type="checkbox"/> Proposed							
	<input type="checkbox"/> Authorized <input type="checkbox"/> Proposed							
	<input type="checkbox"/> Authorized <input type="checkbox"/> Proposed							

Check all type(s) of change(s) proposed below (change "CODES" are provided in parentheses):

- | | |
|--|---|
| <input checked="" type="checkbox"/> Place of Use (POU) | <input type="checkbox"/> Supplemental Use to Primary Use (S to P) |
| <input type="checkbox"/> Character of Use (USE) | <input type="checkbox"/> Point of Appropriation/Well (POA) |
| <input type="checkbox"/> Point of Diversion (POD) | <input type="checkbox"/> Additional Point of Appropriation (APOA) |
| <input type="checkbox"/> Additional Point of Diversion (APOD) | <input type="checkbox"/> Substitution (SUB) |
| <input type="checkbox"/> Surface Water POD to Ground Water POA (SW/GW) | <input type="checkbox"/> Government Action POD (GOV) |

Will all of the proposed changes affect the entire water right?

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- Yes Complete only the Proposed (“to” lands) section of Table 2 on the next page. Use the “CODES” listed above to describe the proposed changes.
- No Complete all of Table 2 to describe the portion of the water right to be changed.

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SALEM, OREGON

T 11307

Please use additional pages of Table 2 as needed

Table 2. Description of Changes to Water Right Certificate # 87023

List only the part of the right that will be changed. For the acreage in each ¼ ¼, list the change proposed. If more than one change, specify the acreage associated with each change. If more than one POD/POA, specify the acreage associated with each POD/POA.

Authorized ("from" lands) as they appear BEFORE THE CHANGES											Proposed Changes (see "CODES" from previous page)	Proposed ("to" lands) AFTER THE CHANGES														
Twp	Rng	Sec	¼	¼	Tax Lot	Gvt Lot or DLC	Acres	Type of USE listed on Certificate	POD(s) or POA(s) (name or number from Table 1)	Priority Date		Twp	Rng	Sec	¼	¼	Tax Lot	Gvt Lot or DLC	Acres	New Type of USE	POD(s)/ POA(s) to be used (from Table 1)	Priority Date				
2	S	9	E	15	NE	NW	100		15.0	Irrigation	POD #1 POD #2	1901	POU/POD	2	S	9	E	1	NW	NW	500	1	10.0		POD #5	1901
3	S	39	E	17	NE	NW	2800		6.0	Irrigation	1	1966	POU	2	S	9	E	2	SW	NW	500		5.0		POD #6	1901
3	S	39	E	17	NW	NW	2800		6.0	Irrigation	1	1966	POU	3	S	39	E	17	NE	NE	2802		28.0	IR	1	1966
3	S	39	E	17	SW	SW	4600		38.2	Irrigation	1	1966	POU	3	S	39	E	17	NW	NE	2801		29.0	IR	1	1966
3	S	39	E	17	SE	SW	4600		38.4	Irrigation	1	1966	POU	3	S	39	E	17	SW	NE	2804		36.0	IR	1	1966
3	S	39	E	18	NE	SW	4600		6.0	Irrigation	1	1966	POU	3	S	39	E	17	SE	NE	2804		35.0	IR	1	1966
3	S	39	E	18	NW	SW	4600		5.0	Irrigation	1	1966	POU													
3	S	39	E	18	SW	SW	4600		5.0	Irrigation	1	1966	POU													
3	S	39	E	18	SE	SW	4600		6.4	Irrigation	1	1966	POU													
3	S	39	E	18	NW	SE	4600		5.0	Irrigation	1	1966	POU													
3	S	39	E	18	SW	SE	4600		4.0	Irrigation	1	1966	POU													
3	S	39	E	18	SE	SE	4600		8.0	Irrigation	1	1966	POU													
TOTAL ACRES								128	TOTAL ACRES											128						

Additional remarks: The "to" lands has an existing surface water right (certificate 41383) and supplemental groundwater right (G-15843) on a portion of the lands. These water rights will not be used for the duration of the temporary transfer.

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For Place of Use or Character of Use Changes

Are there other water right certificates, water use permits or ground water registrations associated with the “from” or the “to” lands? Yes No

If YES, list the certificate, water use permit, or ground water registration numbers: 41383



Pursuant to ORS 540.510, any “layered” water use such as an irrigation right that is supplemental to a primary right proposed for transfer must be included in the transfer or be cancelled. Any change to a ground water registration must be filed separately in a ground water registration modification application.

For Substitution (ground water supplemental irrigation will be substituted for surface water primary irrigation)

Ground water supplemental Permit or Certificate # _____;
Surface water primary Certificate # _____

For a change from Supplemental Irrigation Use to Primary Irrigation Use

Identify the primary certificate to be cancelled. Certificate # _____

For a change in point(s) of appropriation (well(s)) or additional point(s) of appropriation:

Well log(s) are attached for each authorized and proposed well(s) that are clearly labeled and associated with the corresponding well(s) in Table 1 above and on the accompanying application map. (**Tip:** You may search for well logs on the Department’s web page at: http://apps2.wrd.state.or.us/apps/gw/well_log/Default.aspx)

OR

Describe the construction of the authorized and proposed well(s) in Table 3 for any wells that do not have a well log.

Table 3. Construction of Point(s) of Appropriation

Any well(s) in this listing must be clearly tied to corresponding well(s) described in Table 1 and shown on the accompanying application map. Failure to provide adequate information is likely to delay the processing of your transfer application. For proposed wells, we recommend that you consult a licensed well driller, geologist, or certified water right examiner for the proper information needed to complete the table.

Proposed or Authorized POA Name or Number	Is well already built? (Yes or No)	If an existing well, OWRD Well ID Tag No. L-____	Total well depth	Casing Diameter	Casing Intervals (feet)	Seal depth(s) (intervals)	Perforated or screened intervals (in feet)	Static water level of completed well (in feet)	Source aquifer (sand, gravel, basalt, etc.)	Well - specific rate (cfs or gpm). If less than full rate of water right
N/A										

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NOTICE TO WATER WELL CONTRACTOR
The original and first copy of this report are to be filed with the STATE ENGINEER, SALEM, OREGON 97310 within 30 days from the date of well completion.

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JAN 8 1967
STATE ENGINEER

WATER WELL REPORT

W 1199

State Well No. 3/39-18 K
State Permit No. APG-3567

(1) OWNER: SALEM, OREGON
Name R.A. Brogitti
Address Rt 2 La Grande, Oregon

(2) LOCATION OF WELL:
County Union Driller's well number 77
NW 1/4 SE 1/4 Section 18 T. 3S R. 39E W.M.
Bearing and distance from section or subdivision corner
S 1/2 of Sec 18 N57° 15' W 2,620'
From SE Corner of Sec 18

(3) TYPE OF WORK (check):
New Well [X] Deepening [] Reconditioning [] Abandon []
Abandonment, describe material and procedure in Item 12.

(4) PROPOSED USE (check):
Domestic [] Industrial [] Municipal [] Irrigation [X] Test Well [] Other []
(5) TYPE OF WELL:
Rotary [] Driven [] Cable [X] Jetted [] Dug [] Bored []

(6) CASING INSTALLED:
Threaded [] Welded [X]
20" Diam. from 0 ft. to 40 ft. Gage 250
16" Diam. from 0 ft. to 300 ft. Gage 312

(7) PERFORATIONS:
Perforated? [X] Yes [] No
Type of perforator used Mills Knife
Size of perforations 3/8 in. by 3 in.
1200 perforations from 100 ft. to 285 ft.

(8) SCREENS:
Well screens [X] Yes [] No
Manufacturer's Name WATER RESOURCES DEPT
Slot size Set from 0 ft. to 40 ft.
Diam. Slot size 20 ft.

(9) CONSTRUCTION: SALEM, OREGON
Well seal—Material used in seal Grout
Depth of seal 45 ft. Was a packer used? sand
Diameter of well bore to bottom of seal 20 in.
Were any loose strata cemented off? [] Yes [X] No
Was a drive shoe used? [X] Yes [] No
Was well gravel packed? [] Yes [X] No Size of gravel:
Gravel placed from ft. to ft.
Did any strata contain unusable water? [] Yes [X] No
Type of water? depth of strata
Method of sealing strata off

(10) WATER LEVELS:
Static level 8 ft. below land surface Date 8/1/66
Artesian pressure lbs. per square inch Date

(11) WELL TESTS:
Drawdown is amount water level is lowered below static level. Island City
Was a pump test made? [X] Yes [] No If yes, by whom? pump
Yield: 2,500 gal./min. with 84 ft. drawdown after 40 hrs.

(12) WELL LOG:
Diameter of well below casing
Depth drilled 300 ft. Depth of completed well 300 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.

Table with 3 columns: MATERIAL, FROM, TO. Lists geological layers such as Top Soil, Sandy Clay (brown), Sandy Clay (blue), etc., with their respective depths.

(13) PUMP:
Manufacturer's Name None
Type: H.P.

Water Well Contractor's Certification:
This well was drilled under my jurisdiction and this report is true to the best of my knowledge and belief.
NAME Stoffel Bros. Drilling Co.
Address Rt. 2 Box 78 La Grande, Ore.
Drilling Machine Operator's License No. 349
[Signed] Robert Stoffel (Water Well Contractor)
Contractor's License No. 415 Date 10/10/66