



State of Oregon
 Water Resources Department
 725 Summer Street NE, Suite A
 Salem, Oregon 97301-1266
 (503) 986-0900

Application for
Allocation of Conserved Water
 Part 1 of 4 – Minimum Requirements Checklist

This 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 Allocation of Conserved Water Section.

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

- Part 1 – Completed Minimum Requirements Checklist.
- Part 2 – Completed Applicant Information and Signature.
- Part 3 – Completed Water Right Information and Conservation Measures. Please include a separate Part 3 for each water right. List all water right certificates involved in this application here: **79749 and 53700**.
- Part 4 – Completed Mitigation, Proposed Use, Project Schedule, Funding, and Fee Calculation.

Attachments:

- Fees – Amount enclosed: \$ **1,350** (From last page of application).
- Application Map. Must have sufficient detail to locate and describe the facilities and areas involved in the conservation measures. Must show the place of use where water is being used if the rate or duty are changing.
- Land Use Information Form with approval and signature. (Not required if 100% of Conserved Water is being transferred instream.) **or**
 Land Use Notice - Notice of the intent to create an instream water right must be provided to each affected county, city, municipal corporation, or tribal government along the proposed instream reach.
- N/A Completed Evidence of Use Affidavit and Supporting Documentation.
- N/A Affidavit(s) of Consent.
- N/A Letter of approval from Irrigation or Water Control District. For water rights served by or issued in the name of a District, this must be provided when the transfer applicant is not the District.
- N/A Irrigation or Water Control District's adopted policy on allocation of conserved water.
- N/A If construction of the project has begun or been completed and if more than 25 percent of the project costs have been expended before applying for allocation of conserved water, evidence that you have attempted to identify and resolve the concerns of water right holders in the area, governmental entities or other organizations who have asked to be consulted regarding the allocation of conserved water.
- N/A Evidence for Fee Waiver.
- N/A Notice of Completion.
- N/A Request for Finalization. (Entire project listed on the application must be complete. No partial finalization will be recognized.)

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Part 2 of 4 – Applicant Information and Signature

Applicant Information

APPLICANT/BUSINESS NAME Confluence Estate			PHONE NO. 541-670-7372	ADDITIONAL CONTACT NO. N/A
ADDRESS 525 FAIRWAY ESTATES DRIVE				FAX NO. N/A
CITY SUTHERLIN	STATE OR	ZIP 97479	E-MAIL CONFLUENCEESTATE@Q.COM	

The applicant is an irrigation district organized under ORS Chapter 545 or a water control district organized under ORS Chapter 553. The District's OAR 690-018-0025 allocation of conserved water policy was adopted: ____ / ____ / 20 ____.

OR

The applicant is the sole owner of the land on which the water right, or portion thereof, proposed for conservation measures 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.

LANDOWNER NAME			PHONE NO.
ADDRESS			
CITY	STATE	ZIP	E-MAIL

Representative Information – The person(s) listed below is/are authorized to represent the applicant in all matters relating to this application.

REPRESENTATIVE/BUSINESS NAME NATHAN REED			PHONE NO. 541-784-7191	ADDITIONAL CONTACT NO. N/A
ADDRESS 1113 SE CASS AV				FAX NO. N/A
CITY ROSEBURG	STATE OR	ZIP 97470	E-MAIL NREED68@HOTMAIL.COM	

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

I understand that I will be required to submit payment to the Department for publication of a notice in a newspaper with general circulation in the area where the water right is located, once per week for two consecutive weeks. If more than one qualifying newspaper is available, I suggest publishing the notice in the following paper: News Review.

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



R. G. Pierce
Applicant signature

ROBERT G PIERCE PRESIDENT 8-17-13
Print Name (and Title if applicable) Date

Applicant signature

Print Name (and Title if applicable)


Date

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In your own words tell us what conservations measures you have made or propose to make and the reason for the change(s): Surface water certificates 79749 and 53700 (Permit # 21281 and 39014 respectively) were used to irrigate 158.8 acres of pasture land with standard pipe and impact sprinkler system. The land owners are converting the pasture land to a grape vineyard. The land owners are implementing a drip style irrigation system for the vineyard.

 To meet State Land Use Consistency Requirements, you must list all local governments (each county, city, municipal corporation, or tribal government) within whose jurisdiction the conservation project and/or proposed instream reach will be located.

ENTITY NAME DOUGLAS COUNTY	ADDRESS 1036 SE DOUGLAS AVE, ROOM 106	
CITY ROSEBURG	STATE OR	ZIP 97470

ENTITY NAME	ADDRESS	
CITY	STATE	ZIP

ENTITY NAME	ADDRESS	
CITY	STATE	ZIP

ENTITY NAME	ADDRESS	
CITY	STATE	ZIP

ENTITY NAME	ADDRESS	
CITY	STATE	ZIP

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Part 3 of 4 – Water Right Information and Conservation Measures

Please use a separate Part 3 for each water right involved in the proposed allocation of conserved water.

WATER RIGHT INFORMATION:

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

<input checked="" type="checkbox"/> Certificated Right	79749 <small>Certificate Number</small>	21281 <small>Permit Number or Decree Name</small>
<input type="checkbox"/> Adjudicated, Un-certificated Right	_____ <small>Name of Decree</small>	_____ <small>Page Number</small>
<input type="checkbox"/> Permit for which Proof has been Approved	_____ <small>Permit Number</small>	_____ <small>Special Order Volume _____, Page _____</small>
<input type="checkbox"/> Transferred Right for which Proof has been Filed	_____ <small>Previous Certificate / Transfer Number</small>	_____ <small>Date Claim of Beneficial Use Submitted</small>

County: Douglas

Describe the pre-project water delivery system. Include information on the diversion structure, pumps, and conveyance facilities (including canals, pipelines and sprinklers used to divert, convey and apply the water at the authorized place of use). *Provide sufficient detail for the Department to determine the system capacity.* A trailer mounted diesel engine driven 25 Hp pump drew water from the Umpqua River via a 4-inch suction line. The pump delivered water through a 4-inch mainline to 4-inch lateral lines with 25 double sided sprinklers at 8 to 9 gpm per head from April through the end of October.

Table 1: Pre-Project Description

List: A) the maximum rate and annual duty (volume) of water that may be diverted **as stated on the water right of record**; and B) the maximum amount of water that can be diverted using the pre-project facilities (“**system capacity**”). If there are multiple priority dates on the water right, list the rate and duty associated with each priority date. *(If the water right is only limited by rate, do not list a duty, and conversely, if the water is only limited by duty, do not list a rate.)*

PRE-PROJECT DESCRIPTION										
			Column A Water Right of Record				Column B System Capacity			
			Rate		Duty		Rate		Duty	
Originating Water Right #	Priority	Acres	Maximum	CFS/AC	Maximum	AF/AC	Maximum	CFS/AC	Maximum	AF/AC
79749	4/2/1952	73.2	0.81	0.011	183	2.50	1.26	0.017	183	2.50
Totals		73.2	0.81	0.011	183	2.50	1.26	0.017	183	2.50

Note: 1 miner's inch = 1/40 cfs; 1 cfs = 448.8 gpm 1 cfs = 1.983471 ac-ft/day

CONSERVATION MEASURES:

Describe the type of conservation measures, check all that apply:

- On-Farm efficiency project
- Distribution project, such as a ditch piping or lining project
- Other: _____

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Describe the proposed changes to the physical system, operations and application methods that will result in the conservation of water. If these proposed changes will change the point of diversion, you must meet the ODFW fish screen and bypass requirements pursuant to ORS 540.525. Provide sufficient detail for the Department to provide notice of the project. The changes include the use a 10 Hp diesel engine operated centrifugal pump at the record POD at 53700 to supply water via 3-inch mainline and 2-inch lateral lines along each block. Each row of the block has a 3/4 inch drip line with 1 gph drip emitters, at approximately 1,000 emitters per acre supplying water to certificated lands 79749 and 53700.

Place of Use Involved in Conservation Measures

List only the part of the right that will be affected. If the entire right is being affected, just state "entire Certificate."

Twp	Rng	Sec	1/4	1/4	Tax Lot	Gvt Lot or DLC	Acres	Type of Use listed On Certificate	Priority Date		
2	S	9	E	15	NE	NW	153.0	100	EXAMPLE	1/1/1865	
25	S	7	W	25	SE	NE	201	37	15.4	Irrigation	4/2/1952
25	S	7	W	25	NE	SE	201	37	1.0	Irrigation	4/2/1952
25	S	7	W	25	NE	NE	201	37	0.8	Irrigation	4/2/1952
25	S	6	W	30	NW	NW	201	37	13.0	Irrigation	4/2/1952
25	S	6	W	30	SW	NW	201	37	32.0	Irrigation	4/2/1952
25	S	6	W	30	SE	NW	201	37	11.0	Irrigation	4/2/1952
Total									73.2		

Are there other water right certificates, water use permits, ground water registrations, or uncertificated decreed rights associated with the above lands? Yes No. If YES, list the certificates, water use permits, ground water registrations, or uncertificated decreed numbers: _____

Is the project within the boundaries of an irrigation district or water control district? Yes No If YES, and applicant is not a District, you must provide a letter of approval from the District. **RECEIVED BY OWRD**

Table 2: Conserved Water

In Column A, list the smaller of A or B from Table 1 (Pre-Project Description). In Column B, list the amount of water that will be needed for the existing, authorized use(s) after implementing the conservation measures. In Column C, subtract Column B from Column A and enter the results (e.g., A - B = C). (If the water right is only limited by rate, do not list a duty; and conversely, if the water is only limited by duty, do not list a rate.)

Conserved Water Description											
Priority	Column A				Column B				Column C		
	Table 1 - Smaller of A or B				Needed				Conserved Water		
	Rate		Duty		Rate		Duty		Rate	Duty	
	Maximum CFS	CFS/AC	Maximum AF	AF/AC	Maximum CFS	CFS/AC	Maximum AF	AF/AC	Maximum CFS	Maximum AF	AF/AC
4/2/52	0.81	0.011	183	2.50	0.46	0.006	91.5	1.25	0.35	91.5	1.25
Totals	0.81	0.011	183	2.50	0.46	0.006	91.5	1.25	0.35	91.5	1.25

Table 3: Allocation of Conserved Water

List the portions of the conserved water that will be allocated to the state and applicant. Note: Column A plus Column B should total Column C (e.g., A + B + C).

Conserved Water Allocation								
Column A			Column B			Column C		
State's Portion			Applicant's Portion			Conserved Water		
Percentage*	Maximum Rate	Maximum Duty (Volume)	Percentage	Maximum Rate	Maximum Duty (Volume)	Percentage	Maximum Rate	Maximum Duty (Volume)

25%	0.088	22.9	75%	0.263	68.6	100%	0.35	91.5
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* *must be at least 25%*

The priority for the conserved water is requested to be:

- The same as the original right, or
- One minute junior to the original right.

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Part 3 of 4 – Water Right Information and Conservation Measures

Please use a separate Part 3 for each water right involved in the proposed allocation of conserved water.

WATER RIGHT INFORMATION:

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

<input checked="" type="checkbox"/> Certificated Right	53700 <small>Certificate Number</small>	39014 <small>Permit Number or Decree Name</small>
<input type="checkbox"/> Adjudicated, Un-certificated Right	_____ <small>Name of Decree</small>	_____ <small>Page Number</small>
<input type="checkbox"/> Permit for which Proof has been Approved	_____ <small>Permit Number</small>	_____ <small>Special Order Volume _____, Page _____</small>
<input type="checkbox"/> Transferred Right for which Proof has been Filed	_____ <small>Previous Certificate / Transfer Number</small>	_____ <small>Date Claim of Beneficial Use Submitted</small>

County: Douglas

Describe the pre-project water delivery system. Include information on the diversion structure, pumps, and conveyance facilities (including canals, pipelines and sprinklers used to divert, convey and apply the water at the authorized place of use). *Provide sufficient detail for the Department to determine the system capacity.* A trailer mounted diesel engine driven 40 Hp pump drew water from the Umpqua River via a 8-inch suction line. The pump delivered water through a 8-inch mainline to 6-inch lateral lines with 25 double sided sprinklers at 8 to 9 gpm per head from April through the end of October.

Table 1: Pre-Project Description

List: A) the maximum rate and annual duty (volume) of water that may be diverted **as stated on the water right of record**; and B) the maximum amount of water that can be diverted using the pre-project facilities (“**system capacity**”). If there are multiple priority dates on the water right, list the rate and duty associated with each priority date. *(If the water right is only limited by rate, do not list a duty, and conversely, if the water is only limited by duty, do not list a rate.)*

PRE-PROJECT DESCRIPTION										
			Column A Water Right of Record				Column B System Capacity			
			Rate		Duty		Rate		Duty	
Originating Water Right #	Priority	Acres	Maximum	CFS/AC	Maximum	AF/AC	Maximum	CFS/AC	Maximum	AF/AC
53700	3/29/1974	85.6	1.07	0.013	214	2.50	2.01	0.023	214	2.50
Totals		85.6	1.07	0.013	214	2.50	2.01	0.023	214	2.50

Note: 1 miner's inch = 1/40 cfs; 1 cfs = 448.8 gpm 1 cfs = 1.983471 ac-ft/day

CONSERVATION MEASURES:

Describe the type of conservation measures, check all that apply:

- On-Farm efficiency project
- Distribution project, such as a ditch piping or lining project
- Other: _____

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Describe the proposed changes to the physical system, operations and application methods that will result in the conservation of water. If these proposed changes will change the point of diversion, you must meet the ODFW fish screen and bypass requirements pursuant to ORS 540.525. Provide sufficient detail for the Department to provide notice of the project. The changes include the use a 10 Hp diesel engine operated centrifugal pump at the record POD at 53700 to supply water via 3-inch mainline and 2-inch lateral lines along each block. Each row of the block has a 3/4 inch drip line with 1 gph drip emitters, at approximately 1,000 emitters per acre supplying water to certificated lands 79749 and 53700.

Place of Use Involved in Conservation Measures

List only the part of the right that will be affected. If the entire right is being affected, just state "entire Certificate."

Twp		Rng		Sec	1/4	1/4	Tax Lot	Gvt Lot or DLC	Acres	Type of Use listed On Certificate	Priority Date
2	S	9	E	15	NE	NW	153.0	100		EXAMPLE	1/1/1865
25	S	6	W	30	NW	NW	200	49	7.9	Irrigation	3/29/1974
25	S	7	W	24	SE	SW	200	37	0.6	Irrigation	3/29/1974
25	S	7	W	24	SW	SE	200	37	4.1	Irrigation	3/29/1974
25	S	7	W	24	SE	SE	200	37	3.8	Irrigation	3/29/1974
25	S	7	W	25	NE	NE	200	37	38.8	Irrigation	3/29/1974
25	S	7	W	25	NW	NE	200	37	25.0	Irrigation	3/29/1974
25	S	7	W	25	SW	NE	200	37	1.2	Irrigation	3/29/1974
25	S	7	W	25	SE	NE	200	37	4.1	Irrigation	3/29/1974
25	S	7	W	25	NE	NW	200	37	0.1	Irrigation	3/29/1974
25	S	7	W	25	SE	NE	200	37	0.3	Irrigation	11/6/1970
Total									85.9		

Are there other water right certificates, water use permits, ground water registrations, or uncertificated decreed rights associated with the above lands? Yes No. If YES, list the certificates, water use permits, ground water registrations, or uncertificated decreed numbers: Certificate #41212

Is the project within the boundaries of an irrigation district or water control district? Yes No If YES, and applicant is not a District, you must provide a letter of approval from **RECEIVED BY OWRD**

Table 2: Conserved Water

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In Column A, list the smaller of A or B from Table 1 (Pre-Project Description). In Column B, list the amount of water that will be needed for the existing, authorized use(s) after implementing the conservation measures. In Column C, subtract Column B from Column A and enter the results (e.g., A - B = C). (If the water right is only limited by rate, do not list a duty; and conversely, if the water is only limited by duty, do not list a rate.)

Conserved Water Description											
	Column A				Column B				Column C		
	Table 1 - Smaller of A or B				Needed				Conserved Water		
	Rate		Duty		Rate		Duty		Rate	Duty	
Priority	Maximum CFS	CFS/AC	Maximum AF	AF/AC	Maximum CFS	CFS/AC	Maximum AF	AF/AC	Maximum CFS	Maximum AF	AF/AC
3/29/74	1.07	0.013	214	2.50	0.54	0.006	107	1.25	0.53	107	1.25
Totals	1.07	0.013	214	2.50	0.54	0.006	107	1.25	0.53	107	1.25

Table 3: Allocation of Conserved Water

List the portions of the conserved water that will be allocated to the state and applicant. Note: Column A plus Column B should total Column C (e.g., A + B = C).

Conserved Water Allocation		
Column A	Column B	Column C

State's Portion			Applicant's Portion			Conserved Water		
Percentage*	Maximum Rate	Maximum Duty (Volume)	Percentage	Maximum Rate	Maximum Duty (Volume)	Percentage	Maximum Rate	Maximum Duty (Volume)
25%	0.133	26.8	75%	0.398	80.2	100%	0.53	107

* must be at least 25%

The priority for the conserved water is requested to be:

- The same as the original right, or
- One minute junior to the original right.

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**Part 4 of 4 – Mitigation, Proposed Use,
Project Schedule, Funding, and
Fee Calculation**

MITIGATION:

Describe any expected effects from the proposed allocation of conserved water on other water rights. Describe what currently happens to the water that is proposed to be conserved. No effects on other water rights should occur in using less water. The proposed conserved shall remain in-stream under the protection of the state until the applicant's portion of conserved water is proposed to be used out-of-stream for irrigation. The state's portion of the conserved water is proposed to create an Instream water right.

Describe any mitigation or other measures that are planned to avoid harm to other water rights. No mitigation measures will be required.

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PROPOSED USE:

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N/A For new out-of-stream uses, describe the boundaries of the expected area within which the diversion structures and places of use of the applicants' conserved water right will be located. This is land other than that to which this water right is appurtenant. The proposed out-of-stream uses are to be located within township 25 south, range 6 west, southern half of section 19 and northern half of section 30. The application map illustrates the proposed areas.

For instream uses to be created:

Originating Water Right (as identified in Part 3)	Priority Date	Source	Proposed Instream Period	Rate (cfs)*	Volume (ac-ft)**
79749	4-2-1952	Umpqua River	Mar. 1 to Oct. 31	0.088	22.9
53700	3-29-1974	Umpqua River	Mar. 1 to Oct. 31	0.133	26.8
TOTAL VOLUME					49.7

*Tip: To calculate rate (if other than the rate allowed by the right), divide the volume by the number of days in the period and then divide by 1.983471; or

To calculate volume, multiply the rate by the number of days in the instream period and then multiply by 1.983471.

Note: The instream rate may not exceed the maximum rate conserved and the total volume may not exceed to maximum volume or duty conserved (Table 3, Column C)

Location of the proposed instream water right.

Water is requested to be protected within a reach. Location of the proposed reach (identify the extent of the reach): From the upstream POD located at RM 103 to downstream location at the mouth at RM 0

OR

Water is requested to be protected at a point at the following location (i.e. legal description of the point of diversion (POD)) _____

Public Use for which conserved water right should be managed under an instream right (check at least one box):

- Conservation, maintenance and enhancement of aquatic and fish life, wildlife, fish and wildlife habitat, and other ecological values.
- Recreation.
- Pollution Abatement.

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List any existing instream water rights at the same point or within the same requested reach(es):

- None.
- Instream Water Right Certificates: 59965, 73350

Is it your intent to have the proposed instream water right transfer be additive to any instream water right established under ORS 537.348 (instream transfer application process) and ORS 537.470 (allocation of conserved water) and replace a portion of any instream water right established under ORS 537.341 (state agency application process) and ORS 537.346 (conversion of minimum perennial streamflows) with an earlier priority date?

- Yes
- No. If no, please explain your intent below:

Is the requested instream flow intended to exceed the estimated average natural flow or natural lake level occurring from the drainage system?

- No; **OR**
- Yes (Provide supporting documentation that demonstrates why additional flows are significant for the public use requested.); **OR**
- Yes, and it is presumed that flows that exceed the estimated average natural flow or natural lake levels are significant because:
 - The requested flow does not exceed the maximum amount of any instream water right applied for under ORS 537.338 (state agency instream water right application process); the requested public use is for the same public use; and the requested reach covers a portion or same reach as the state agency instream water right; **and**
 - The stream is in an ODFW flow restoration priority watershed during the requested instream period; **or**
 - The stream is listed as water quality limited by DEQ.

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PROJECT SCHEDULE:

- N/A For a project that has **not** been completed, please provide the dates on which the applicant intends to do the following:

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Begin Construction	Complete Construction and File Notice of Completion	Request that Entire Conserved Water Allocation be Finalized
Date: June 2012	Date: June 2020	*Date: June 2025

* Must be within 5 years from the date of filing the Notice of Completion.

Note: If construction of the project has begun or has been completed, and if more than 25 percent of the project costs have been expended before submitting this application, you must submit evidence that you have attempted to identify and resolve the concerns of water right holders in the area, governmental entities or other organization who have asked to be consulted regarding the allocation of conserved water.

- N/A For a project that has been completed, provide the dates when the conservation measures were implemented and the date by which the applicant intends to request the allocation be finalized. Complete and attach Notice of Completion form.

Conservation Measures Were Implemented	Request that Entire Conserved Water Allocation be Finalized
*Date:	**Date:

* Must be within 5 years prior to the date of filing this application.

** Must be within 5 years from the date of filing this Application and Notice of Completion.

FUNDING

N/A Federal or state public funds that are not subject to repayment are to be used for the project. Refer to OAR 690-018-0040(18)(a)-(d) for further information in completing this section.

Source of Funding: Federal: _____ State: _____

Total cost for project engineering \$ _____
Total cost for construction \$ _____

The present value of any incremental changes in the cost of operations and maintenance that are directly attributable to the project that would not be incurred or realized in the absences of the project is \$ _____.

The amount of funding and the value of any in-kind contributions for project engineering and construction and for any incremental changes in the costs of operations and maintenance to be provided from federal or state public funds that are not subject to repayment is \$ _____.

The amount of funding and the value of any in-kind contributions for project engineering and construction and for any incremental change since costs of operations and maintenance to be provided from other funds is \$ _____.

N/A Enter the percentage from Table 3, Column B (Applicant's Portion of Conserved Water) _____%. If this is more than 25%, what portion of project funds (expressed as a percentage) come from federal or state public sources? _____%

N/A The Oregon Watershed Enhancement Board (OWEB) have a contractual interest in this project. The OWEB project number is _____.

FEE CALCULATION

Fee Schedule – ORS 536.050 http://www.oregon.gov/owrd/pubs/docs/forms/fee_schedule_4_2012.pdf	
\$850 - Base (1 st Water Right)	Add \$300.00 for each additional right
\$850 + (1x \$300) = Total Fee \$1,150	

Fee Waiver Worksheet	
To qualify for a waiver of up to 50%, you must provide evidence to establish your application meets the following criteria:	
<input type="checkbox"/>	(a) Will be converted to an instream right pursuant to ORS 537.348; or
<input type="checkbox"/>	(b) Is necessary to complete a project funded under ORS 541.375 (OWEB); or
<input type="checkbox"/>	(c) Is approved by the Oregon Department of Fish and Wildlife as a project that will result in a net benefit to fish and wildlife habitat. See OAR 690-018-0040(25).
If the project meets one of the above standards, use the following formula to calculate the fees:	
<input type="checkbox"/>	(d) Enter Percentage from Table 3, Column A = _____%
<input type="checkbox"/>	(e) Deduct 25% from percentage in (d) above = _____%
<input type="checkbox"/>	(f) Enter the lesser of (e) above or 50% _____
<input type="checkbox"/>	(g) Total Fee x % waived (f) = Fee Waiver \$ _____*
<i>Example: (d) = 100% - 25% (e) = 75% (max 50% waived) = Fee x 50% = Fee Waiver</i>	
Total Fee \$ _____ – Fee Waiver (g) \$ _____ = Amount Due \$ _____	

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Land Use Information Form



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

Applicant(s): Robert Pierce, Confluence Estate

Mailing Address: 525 Fairway Estates Drive

City: Sutherlin

State: OR

Zip Code: 97479

Daytime Phone: 541-670-7372

A. Land and Location

Please include the following information for all tax lots where water will be diverted (taken from its source), conveyed (transported), and/or used or developed. Applicants for municipal use, or irrigation uses within irrigation districts may substitute existing and proposed service-area boundaries for the tax-lot information requested below.

Township	Range	Section	¼ ¼	Tax Lot #	Plan Designation (e.g., Rural Residential/RR-5)	Water to be:			Proposed Land Use:
<u>25S</u>	<u>7W</u>	<u>25</u>		<u>200</u>	<u>F3</u>	<input checked="" type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	<u>CROP</u>
<u>25S</u>	<u>7W</u>	<u>25</u>		<u>201</u>	<u>F3</u>	<input checked="" type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	<u>CROP</u>
<u>25S</u>	<u>6W</u>	<u>30</u>		<u>703</u>	<u>F3</u>	<input type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	<u>CROP</u>
<u>25S</u>	<u>6W</u>	<u>19</u>		<u>601</u>	<u>FF</u>	<input type="checkbox"/> Diverted	<input type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	<u>CROP</u>
<u>25S</u>	<u>6W</u>	<u>19</u>		<u>600</u>	<u>FF</u>	<input type="checkbox"/> Diverted	<input type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	<u>CROP</u>
<u>25S</u>	<u>6W</u>	<u>19</u>		<u>602</u>	<u>FF/FG</u>	<input type="checkbox"/> Diverted	<input type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	<u>CROP</u>
						<input type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	<u>CROP</u>
						<input type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	<u>CROP</u>
<u>25S</u>	<u>6W</u>	<u>30</u>		<u>700</u>	<u>FG</u>	<input type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	<u>CROP</u>

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

Douglas County

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B. Description of Proposed Use

Type of application to be filed with the Water Resources Department:

- Permit to Use or Store Water
 Water Right Transfer
 Permit Amendment or Ground Water Registration Modification
 Limited Water Use License
 Allocation of Conserved Water
 Exchange of Water

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

Estimated quantity of water needed: 314 cubic feet per second gallons per minute acre-feet

Intended use of water: Irrigation Commercial Industrial Domestic for _____ household(s)
 Municipal Quasi-Municipal Instream Other _____

Briefly describe:

The landowner developing existing pasture land into a vineyard. The landowner is applying conservation methods from pipeline and impact sprinklers to a drip emitter system.

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

See bottom of Page 3. →

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For Local Government Use Only

The following section must be completed by a planning official from each county and city listed unless the project will be located entirely within the city limits. In that case, only the city planning agency must complete this form. This deals only with the local land-use plan. Do not include approval for activities such as building or grading permits.

Please check the appropriate box below and provide the requested information

Land uses to be served by the proposed water uses (including proposed construction) are allowed outright or are not regulated by your comprehensive plan. Cite applicable ordinance section(s): 3.4.050

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

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

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

<p><u>WS 13-0329</u> <u>Receipt No 15448</u></p> <p><u>R30520</u></p>	<p>DOUGLAS COUNTY PLANNING DEPARTMENT ROOM 106, JUSTICE BUILDING DOUGLAS COUNTY COURTHOUSE ROSEBURG, OR 97470</p>
--	--

Name: JAMIE CHARTER Title: DP

Signature: [Signature] Phone: 541-440-4289 Date: 6-5-13

Government Entity: DOUGLAS COUNTY

Note to local government representative: Please complete this form or sign the receipt below and return it to the applicant. If you sign the receipt, you will have 30 days from the Water Resources Department's notice date to return the completed Land Use Information Form or WRD may presume the land use associated with the proposed use of water is compatible with local comprehensive plans.

Receipt for Request for Land Use Information

Applicant name: _____

City or County: _____ Staff contact: _____

Signature: _____ Phone: _____ Date: _____

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Application for Water Right Transfer Evidence of Use Affidavit



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

Please print legibly or type. Be as specific as possible. Attach additional pages if you need more spacing.
Supporting documentation must be attached.

State of Oregon)
) ss
County of DOUGLAS)

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I, ROBERT PIERCE, in my capacity as LANDOWNER,

mailing address 525 FAIRWAY ESTATES DR. SUTHERLIN, OR 97479

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telephone number (541)670-7372, being first duly sworn depose and say:

SALEM, OR

1. My knowledge of the exercise or status of the water right is based on (check one):

- Personal observation Professional expertise

2. I attest that:

Water was used during the previous five years on the **entire** place of use for Certificate # 79749; **OR**

My knowledge is specific to the use of water at the following locations within the last five years:

Certificate #	Township		Range		Mer	Sec	¼ ¼		Gov't Lot or DLC	Acres (if applicable)
79749	25	S	7	W	WM	25	NE	NE	37	0.8
79749	25	S	7	W	WM	25	SE	NE	37	15.4
79749	25	S	7	W	WM	25	NE	SE	37	1.0
79749	25	S	7	W	WM	30	NW	NW	37	13.0
79749	25	S	7	W	WM	30	SW	NW	37	32.0
79749	25	S	7	W	WM	30	SE	NW	37	11.0
53700	25	S	6	W	WM	30	NW	NW	49	7.9

OR

- Confirming Certificate # _____ has been issued within the past five years; **OR**
- Part or all of the water right was leased instream at some time within the last five years. The instream lease number is: _____ (Note: If the entire right proposed for transfer was not leased, additional evidence of use is needed for the portion not leased instream.); **OR**
- The water right is not subject to forfeiture and documentation that a presumption of forfeiture for non-use would be rebutted under ORS 540.610(2) is attached.
- Water has been used at the actual current point of diversion or appropriation for more than 10 years for Certificate # _____ (For Historic POD/POA Transfers)

(continues on reverse side)

Certificate #	Township	Range	Mer	Sec	¼ ¼	Gov't Lot or DLC	Acres (if applicable)
53700	25 S	7 W	WM	24	SE SW	37	0.6
53700	25 S	7 W	WM	24	SW SE	37	4.1
53700	25 S	7 W	WM	24	SE SE	37	3.8
53700	25 S	7 W	WM	25	NE NE	37	38.8
53700	25 S	7 W	WM	25	NW NE	37	25.0
53700	25 S	7 W	WM	25	SW NE	37	1.2
53700	25 S	7 W	WM	25	SE NE	37	4.1
53700	25 S	7 W	WM	25	NE NW	37	0.1

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3. The water right was used for: (e.g., crops, pasture, etc.): CROPS & PASTURE

4. I understand that if I do not attach one or more of the documents shown in the table below to support the above statements, my application will be considered incomplete.

[Signature]
Signature of Affiant

11-27-12
Date

Signed and sworn to (or affirmed) before me this 27th day of November, 2012.



[Signature]
Notary Public for Oregon

My Commission Expires: 09/29/16

Supporting Documents	Examples
<input type="checkbox"/> Copy of a water right certificate that has been issued within the last five years. (not a remaining right certificate)	Copy of confirming water right certificate that shows issue date
<input checked="" type="checkbox"/> Copies of receipts from sales of irrigated crops or for expenditures related to use of water	<ul style="list-style-type: none"> • Power usage records for pumps associated with irrigation use • Fertilizer or seed bills related to irrigated crops • Farmers Co-op sales receipt
<input type="checkbox"/> Records such as FSA crop reports, irrigation district records, NRCS farm management plan, or records of other water suppliers	<ul style="list-style-type: none"> • District assessment records for water delivered • Crop reports submitted under a federal loan agreement • Beneficial use reports from district • IRS Farm Usage Deduction Report • Agricultural Stabilization Plan • CREP Report
<input type="checkbox"/> Aerial photos containing sufficient detail to establish location and date of photograph	<p>Multiple photos can be submitted to resolve different areas of a water right. If the photograph does not print with a "date stamp" or without the source being identified, the date of the photograph and source should be added.</p> <p>Sources for aerial photos: OSU – www.oregonexplorer.info/imagery OWRD – www.wrd.state.or.us Google Earth – earth.google.com TerraServer – www.terra-server.com</p>
<input type="checkbox"/> Approved Lease establishing beneficial use within the last 5 years	Copy of instream lease or lease number

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SALEM, OR



WILLIAM D HENRY
D'ANN E HENRY
11349 DRIVER VALLEY RD
OAKLAND OR 97462-9824

Questions about your bill: 1-888-221-7070
24 hours a day, 7 days a week
www.pacificpower.net

BILLING DATE: Jul 25, 2007
ACCOUNT NUMBER: 82826439-006 7
DATE DUE: Aug 10, 2007
AMOUNT DUE: \$732.64

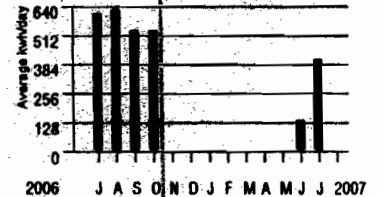
Your Balance With Us

Previous Account Balance	231.78
Payments/Credits	-264.74
New Charges	+765.60
Current Account Balance	\$ 732.64

Payments Received

DATE	DESCRIPTION	AMOUNT
Jun 30, 2007	Payment Received - Thank you	231.78
Jul 25, 2007	Payment Adjustment: Transferred from another Account	32.96
Total Payments		\$ 264.74

Historical Data - ITEM 1



Detailed Account Activity

ITEM 1 - ELECTRIC SERVICE

Hubbard Creek Rd Umpqua OR
Horse Power Rating : 25.0 Schedule 41L
Service ID: 187044325-001

METER NUMBER	SERVICE PERIOD From To	ELAPSED DAYS	METER READINGS Previous Current	METER MULTIPLIER	AMOUNT USED THIS MONTH
3531465	Jun 20, 2007 Jul 20, 2007	30	76479 88761	1.0	12,282 kwh
3531465	Demand Jul 20, 2007		32.447	1.0	32 kw

NEW CHARGES - 07/07	UNITS	COST PER UNIT	CHARGE
Delivery Charge Secondary (Season End Est Charge Sec Is \$576.00)	12,282 kwh	0.0214600	263.57
Supply Energy Sec Summer	12,282 kwh	0.0387400	475.80
Public Purpose		0.0300000	22.18
Low Income Assistance	12,282 kwh	0.0003300	4.05
Total New Charges			765.60

PERIOD ENDING	JUL 2007	JUL 2006
Avg. Daily Temp.	69	70
Total kwh	12282	18720
Avg. kwh per Day	409	624
Cost per Day	\$25.52	

Due to a federal court ruling, BPA has suspended the EPA Energy Discount that you previously received. Your electric rates have not changed, but you will see an increase to your bill since you will no longer be receiving the discount.

Fuel source, environmental impact and price comparison information is available on our Web site at pacificpower.net/orpower.

Talk with an expert.
Pacific Power has a hotline specifically for irrigators. If you have any questions about your pumping account or your billing, please call 1-800-715-9238.

Late Payment Charge for Oregon
A late payment charge of 1.7% may be charged on any balance not paid in full each month.

Write account number on check & mail to: Pacific Power, 1033 NE 6th Ave, Portland, OR 97256-0081

RETAIN THIS PORTION FOR YOUR RECORDS.

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SALEM, OR



P.O. Box 400
 Portland, Oregon 97207-0400
 1-888-221-7070
 fax 1-888-800-2851
 pacificpower.net

Meter Reading History *

Meter #:
 Site Address: Hubbard Creek Rd, Umpqua, Oregon

Billing Month	Read Date	Read Type	Cycle	Status	Source (*)	Condition Codes	Days	Daily Kwh	Kwh	Kwh Usage	Kw	Kw Usage	On Kwh	On Kwh Usage	Off Kwh	Off Kwh Usage	Invoice
11	11/20/2007		17		S		32	0	118753	0	0	0	0	0	0	0	\$608.94
10	10/19/2007		17		S		29	0	118753	0	0	0	0	0	0	0	\$0.00
9	09/20/2007		17		I		30	421	118753	12626	32616	33	0	0	0	0	\$784.66
9	09/20/2007		17		I		30	421	118753	12626	32616	33	0	0	0	0	\$0.00
8	08/21/2007		17		I		32	543	108127	17366	31089	31	0	0	0	0	\$1,082.52
7	07/20/2007		17		I		30	409	88761	12282	32447	32	0	0	0	0	\$765.60
6	06/20/2007		17		I		30	130	76479	3913	32339	32	0	0	0	0	\$231.78
5	05/21/2007		17		S		31	0	72566	0	0	0	0	0	0	0	\$0.00
4	04/20/2007		17		S		29	0	72566	0	0	0	0	0	0	0	\$0.00
3	03/22/2007		17		S		29	0	72566	0	0	0	0	0	0	0	\$0.00
2	02/21/2007		17		S		28	0	72566	0	0	0	0	0	0	0	\$0.00
1	01/24/2007		17		S		34	0	72566	0	0	0	0	0	0	0	\$0.00
12	12/21/2006		17		S		30	0	72566	0	0	0	0	0	0	0	\$0.00
11	11/21/2006		17		S		32	0	72566	0	0	0	0	0	0	0	\$595.34
	10/20/2006	S			M		0	0	72566	0	0	0	0	0	0	0	\$0.00
10	10/20/2006		17		I		30	547	72566	16424	33127	33	0	0	0	0	\$810.82
9	09/20/2006		17		A		32	547	56142	17516	33000	33	0	0	0	0	\$853.18
9	09/20/2006		17		S		32	0	38626	0	0	0	0	0	0	0	\$0.00
8	08/19/2006		17		I		30	637	38626	19119	32915	33	0	0	0	0	\$931.26
7	07/20/2006		17		I		30	624	19507	18720	33146	33	0	0	0	0	\$893.11
6	06/20/2006		17		I		32	25	787	787	33668	34	0	0	0	0	\$37.55

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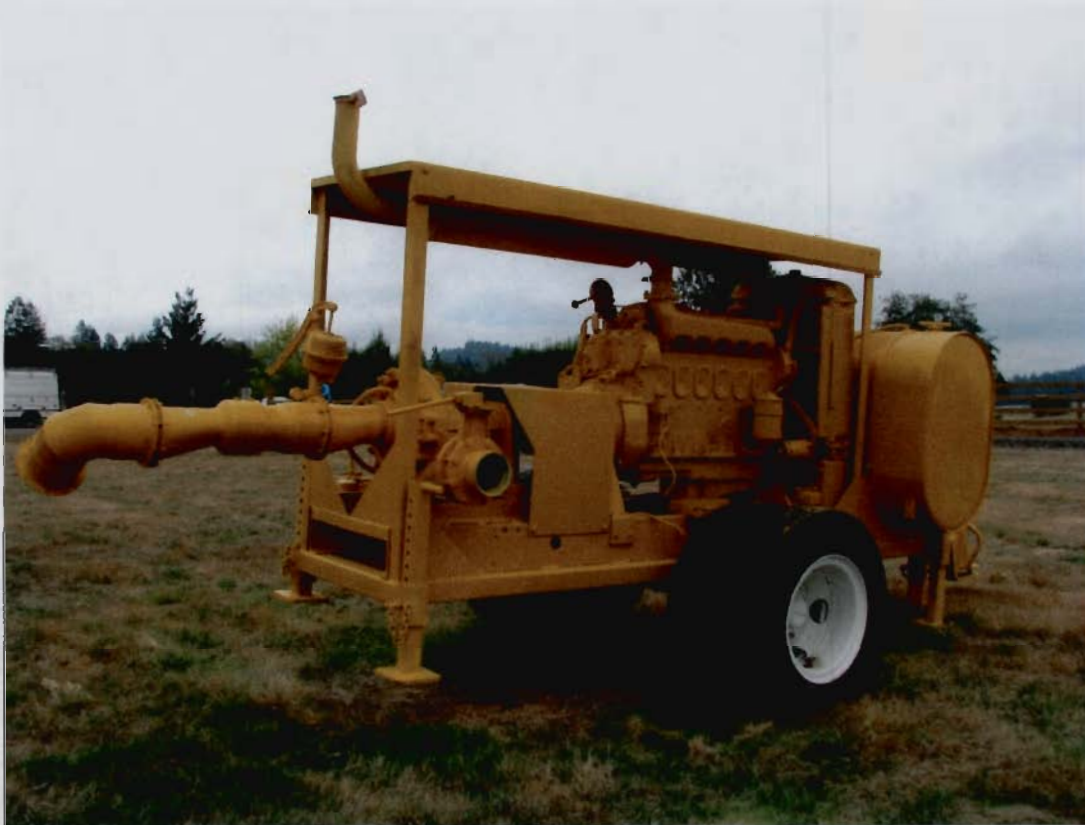
SALEM, OR

our true strength is
 our connection to you

Stock # R89
Buda Water Pump

Sold Approx. 2010

Sold From Ross Murry to Robert Pierce



Diesel pump used. 2011

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SALEM, OR

LaBrie Ranch & Sod Inc
 13381 Garden Valley Rd
 Roseburg, Oregon 97471



INVOICE NO.

INVOICE
DATE

CUSTOMER
ORDER NUMBER

Invoice

6-1-12

SOLD TO: Robert Pierce		SHIP TO:	
Confluence Estate			
1480 Tree Rd			
Umpqua, Oregon 97479			
SALESPERSON	SHIPPED VIA	TERMS	F.O.B.

QTY ORDERED	QTY SHIPPED	DESCRIPTION	UNIT	AMOUNT
		Hay Cutting, raking, & Baling		
		Labor \$1800.00		
		Baling \$1765.75		
		\$3565.75		
		Total Due		\$3565.75
		Please make check payable To Don Polk		
		RECEIVED BY OWRD		
		AUG 21 2013		
		SALEM, OR		

Confluence Estate

Vineyard and Winery Limited

Tax Invoice

Invoice # 00100

June 30th, 2011

Banducci Ranch
1871 Hubbard Creek Road
Umpqua, 97486

Description

Sale of hay – 113 bales @ 1250 pounds per bale

\$6,002.70

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SALEM, OR

Banducci Ranch
 1871 Hubbard crk rd
 Umpqua OR 97486

2011

CUSTOMER'S ORDER NO.		DEPARTMENT		DATE 6-30-11			
NAME Robert Pierce							
ADDRESS							
CITY, STATE, ZIP							
SOLD BY		CASH	C.O.D.	CHARGE	ON. ACCT.	MOSE. RETD.	PAID OUT
QUANTITY	DESCRIPTION			PRICE	AMOUNT		
1	70.62 Tns	Grass Hay		85	600270		
2							
3							
4							
5							
6							
7							
8							
9							
10							
11							
12		RECEIVED BY OWRD					
13		AUG 21 2013					
14							
15		SALEM, OR					
16							
17							
18					600270		
RECEIVED BY BWB							

A-5808
 T-4532040000

KEEP THIS SLIP FOR REFERENCE