

AMENDED TRANSFER APPLICATION

FILE T-11585

Application for Permanent Water Right Transfer

Part 1 of 5 – Minimum Requirements Checklist

This transfer application will be returned if Parts 1 through 5 and all required attachments are not completed and included.

For questions, please call (503) 986-0900, and ask for Transfer Section.

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

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- Part 1 – Completed Minimum Requirements Checklist.
- Part 2 – Completed Transfer Application Map Checklist.
- Part 3 – Application Fee, payable by check to the Oregon Water Resources Department, and completed Fee Worksheet, page 3. Try the new online fee calculator at: http://apps.wrd.state.or.us/apps/misc/wrd_fee_calculator. If you have questions, call Customer Service at (503) 986-0801.
- Part 4 – Completed Applicant Information and Signature.
- Part 5 – Information about Water Rights to be Transferred: **How many water rights are to be transferred? 8 List them here: C#'S 1550, 1552, 44016, 44017, 46075, 22688, 44770 & 76983.**
Please include a separate Part 5 for each water right. (See instructions on page 6)

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Attachments:

- Completed Transfer Application Map.
- Completed Evidence of Use Affidavit and supporting documentation.
- N/A Affidavit(s) of Consent from Landowner(s) (if the applicant does not own the land the water right is on.)
- 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 Water Well Report/Well Log for changes in point(s) of appropriation (well(s)) or additional point(s) of appropriation.
- N/A Geologist Report for a change from a surface water point of diversion to a ground water point of appropriation (well), if the proposed well is more than 500' from the surface water source and more than 1000' upstream or downstream from the point of diversion. See OAR 690-380-2130 for requirements and applicability.

(For Staff Use Only)

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

Application fee not enclosed/insufficient Map not included or incomplete

Land Use Form not enclosed or incomplete Part _____ is incomplete

Additional signature(s) required

Other/Explanation _____

Staff: _____ 503-986-0_____

Date: ____/____/____

Part 2 of 5 – Transfer Application Map Checklist

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

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://apps.wrd.state.or.us/apps/wr/cwre_license_view/. CWRE stamp and signature are not required for 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 good quality paper.
- The size of the map can be 8½ x 11 inches, 8½ x 14 inches, 11 x 17 inches, or up to 30 x 30 inches. For 30 x 30 inch maps, one extra copy is 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°).

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Applicant Information

APPLICANT/BUSINESS NAME WILKS RANCH OREGON LIMITED		PHONE NO. 541-709-8728	ADDITIONAL CONTACT NO. 541-446-3574
ADDRESS 4945 WILLOW CREEK RD			FAX NO.
CITY IRONSIDE	STATE OR	ZIP 97908	E-MAIL jepalmer@ortelecom.net wilks ranch . com
BY PROVIDING AN E-MAIL ADDRESS, CONSENT IS GIVEN TO RECEIVE ALL CORRESPONDENCE FROM THE DEPARTMENT ELECTRONICALLY. COPIES OF THE FINAL ORDER DOCUMENTS WILL ALSO BE MAILED.			

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

AGENT/BUSINESS NAME Dennis R. Glender dba Glender's Hydro Tech Services		PHONE NO. 541-219-0806	ADDITIONAL CONTACT NO.
ADDRESS 8664 SW Sand Rdige Rd			FAX NO. n/a
CITY Crooked River Ranch	STATE OR	ZIP 97760	E-MAIL djglender@msn.com
BY PROVIDING AN E-MAIL ADDRESS, CONSENT IS GIVEN TO RECEIVE ALL CORRESPONDENCE FROM THE DEPARTMENT ELECTRONICALLY. COPIES OF THE FINAL ORDER DOCUMENTS WILL ALSO BE MAILED.			

Explain in your own words what you propose to accomplish with this transfer application, and why: Water Rights are being transferred to center pivot irrigation systems as much as possible to achieve the most effiecent irrigation.

If you need additional space, continue on a separate piece of paper and attach to the application as "Attachment 1".

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

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 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 understand that prior to Department approval of the transfer application, I may 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 newspaper: Vale Oregon Newspaper.

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


 Applicant signature **FARRIS WILKS - WILKS RANCH OR LTD** **PRESIDENT**
 Print Name (and Title if applicable) Date **12/6/2013**


 Applicant signature **Jeff Palmer** **MANAGER WILKS RANCH OR LTD.**
 Print Name (and Title if applicable) Date **12/2/13**

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 deeded landowners (and mailing and/or e-mail addresses if different than the applicant's) or attach affidavits of consent (and mailing and/or e-mail addresses) from all landowners or individuals/entities to which the water right(s) were conveyed.*



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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.
- Both 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. For more information see:

<http://www.oregon.gov/owrd/docs/transfer-propertytransactions.pdf>

RECEIVING LANDOWNER NAME			PHONE NO.	ADDITIONAL CONTACT NO.
ADDRESS				FAX NO.
CITY	STATE	ZIP	E-MAIL	

Describe any special ownership circumstances here: _____

- 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	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 county, city, municipal corporation, or tribal governments within whose jurisdiction water will be diverted, conveyed or used.

ENTITY NAME MALHEUR COUNTY	ADDRESS 251 "B" ST WEST		
CITY VALE	STATE OR	ZIP 97918	

ENTITY NAME <i>Wilks Ranch OR. LTD.</i>	ADDRESS <i>4945 Willow Crk. Rd.</i>		
CITY <i>Ironside</i>	STATE <i>OR</i>	ZIP <i>97908</i>	

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Please use a separate Part 5 for each water right being changed. See instructions on page 6, to copy and paste additional Part 5s, or to add additional rows to tables within the form.

CERTIFICATE # 44016

Description of Water Delivery System

System capacity: 7.70/3.86 cubic feet per second (cfs) OR
 _____ 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. **flood irrigation as described in addition maps.**

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)
POD #1	<input checked="" type="checkbox"/> Authorized <input type="checkbox"/> Proposed		14 S	39 E	15	SW SE		970' N & 1885' W from the SE Corner, Sec 15
POD #2	<input checked="" type="checkbox"/> Authorized <input type="checkbox"/> Proposed		14 S	39 E	15	SE SE		1210' N & 680' W from the SE Corner, Sec 15
	<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?

- Yes Complete only the Proposed ("to" or "on" 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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Please use and attach additional pages of Table 2 as needed.
See page 6 for instructions.

Do you have questions about how to fill-out the tables?
Contact the Department at 503-986-0900 and ask for Transfer Staff.

Table 2. Description of Changes to Water Right Certificate # 44016

List the change proposed for the acreage in each 1/4 1/4. If more than one change is proposed, specify the acreage associated with each change.
If there is more than one POD/POA involved in the proposed changes, specify the acreage associated with each POD/POA.

AUTHORIZED (the "from" or "off" lands)										PROPOSED (the "to" or "on" lands)													
The listing that appears on the certificate BEFORE PROPOSED CHANGES List only that part or portion of the water right that will be changed.										The listing as it would appear AFTER PROPOSED CHANGES are made.													
Twp	Rng	Sec	1/4 1/4	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	1/4 1/4	Tax Lot	Gvt Lot or DLC	Acres	New Type of USE	POD(s)/ POA(s) to be used (from Table 1)	Priority Date				
EXAMPLE																							
2	S	9	E	15	NE	NW	100	15.0	Irrigation	POD #1 POD #2	1901	2	S	9	E	1	NW	NW	500	1	10.0	POD #5	1901
												2	S	9	E	2	SW	NW	500		5.0	POD #6	1901
												14	S	39	E	14	SW	NE	300		5.3	POD #1 & 2	1874
												14	S	39	E	14	NE	SE	300		2.4	POD #1 & 2	1874
												14	S	39	E	14	NW	SE	300		35.9	POD #1 & 2	1874
												14	S	39	E	14	SW	SE	300		20.0	POD #1 & 2	1874
												14	S	39	E	14	SE	SE	300		16.4	POD #1 & 2	1874
												14	S	39	E	14	SE	NE	300		5.9	POD #1 & 2	1877
												14	S	39	E	14	NE	SE	300		35.6	POD #1 & 2	1877
												14	S	39	E	14	SE	SE	300		5.7	POD #1 & 2	1877
												14	S	39	E	14	NE	SW	300		23.3	POD #1 & 2	1877
												14	S	39	E	14	SE	SW	300		4.5	POD #1 & 2	1877
TOTAL ACRES:										TOTAL ACRES:													
										155.0													

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Additional remarks: _____
Revised 7/1/2013

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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: **C-22866 & 44770.**



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://apps.wrd.state.or.us/apps/gw/well_log/Default.aspx

AND/OR

Describe the construction of the authorized and proposed well(s) in Table 3 for any wells that do not have a well log. For *proposed wells not yet constructed or built*, provide “a best estimate” for each requested information element in the table. The Department recommends you consult a licensed well driller, geologist, or certified water right examiner to assist with assembling the information necessary to complete Table 3.

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 the information will delay the processing of your transfer application until it is received. The information is necessary for the department to assess whether the proposed well(s) will access the same source aquifer as the authorized point(s) of appropriation (POA). The Department is prohibited by law from approving POA changes that do not access the same source aquifer.

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

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STATE OF OREGON

COUNTY OF MALHEUR

CERTIFICATE OF WATER RIGHT

This Is to Certify, That LOCEY AND SON

of Ironside, State of Oregon, 97908, has a right to the use of the waters of Willow Creek, tributary of Malheur River, Boulder and Little Boulder Creeks

a tributary of Willow Creek for the purpose of irrigation of 308.0 acres, domestic use, and stock use

and that said right has been confirmed by decree of the Circuit Court of the State of Oregon for Malheur County, and the said decree entered of record at Salem, in the Order Record of the WATER RESOURCES DIRECTOR, in Volume 3, at page 258; that the priority of the right thereby confirmed dates from the year 1874 for the irrigation of 80.0 acres, 1877 for the irrigation of 75.0 acres, and 1879 for the irrigation of 153.0 acres, 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 a rate of flow of 7.70 sec. ft. from April 1st to May 1st and 3.86 sec. ft. from May 1st to September 1st of each year, or the equivalent in case of rotation; the total quantity diverted during each irrigation season not to exceed 924 acre feet.

The point of diversion is located in the SW $\frac{1}{4}$ SE $\frac{1}{4}$; SE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 15, T. 14 S., R. 39 E., W. M., 970 feet North and 1885 feet West; 1210 feet North and 680 feet West, both from the SE Corner of Section 15.

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

- 8.5 acres SW $\frac{1}{4}$ NE $\frac{1}{4}$
- 17.0 acres SW $\frac{1}{4}$ NW $\frac{1}{4}$
- 40.0 acres NE $\frac{1}{4}$ SW $\frac{1}{4}$
- 40.0 acres NW $\frac{1}{4}$ SW $\frac{1}{4}$
- 19.0 acres SW $\frac{1}{4}$ SW $\frac{1}{4}$
- 28.0 acres SE $\frac{1}{4}$ SW $\frac{1}{4}$
- 40.0 acres NE $\frac{1}{4}$ SE $\frac{1}{4}$
- 40.0 acres NW $\frac{1}{4}$ SE $\frac{1}{4}$
- 35.5 acres SW $\frac{1}{4}$ SE $\frac{1}{4}$
- 40.0 acres SE $\frac{1}{4}$ SE $\frac{1}{4}$

Section 14
T. 14 S., R. 39 E., W. M.

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This certificate is issued to confirm a change in point of diversion approved by an order of the State Engineer entered March 9, 1967 as well as to describe that portion of the water right confirmed by the prior certificate recorded at Page 1589, Volume 2, State Record of Water Right Certificates, NOT modified by the provisions of the same order approving transfer application No. L-76.

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

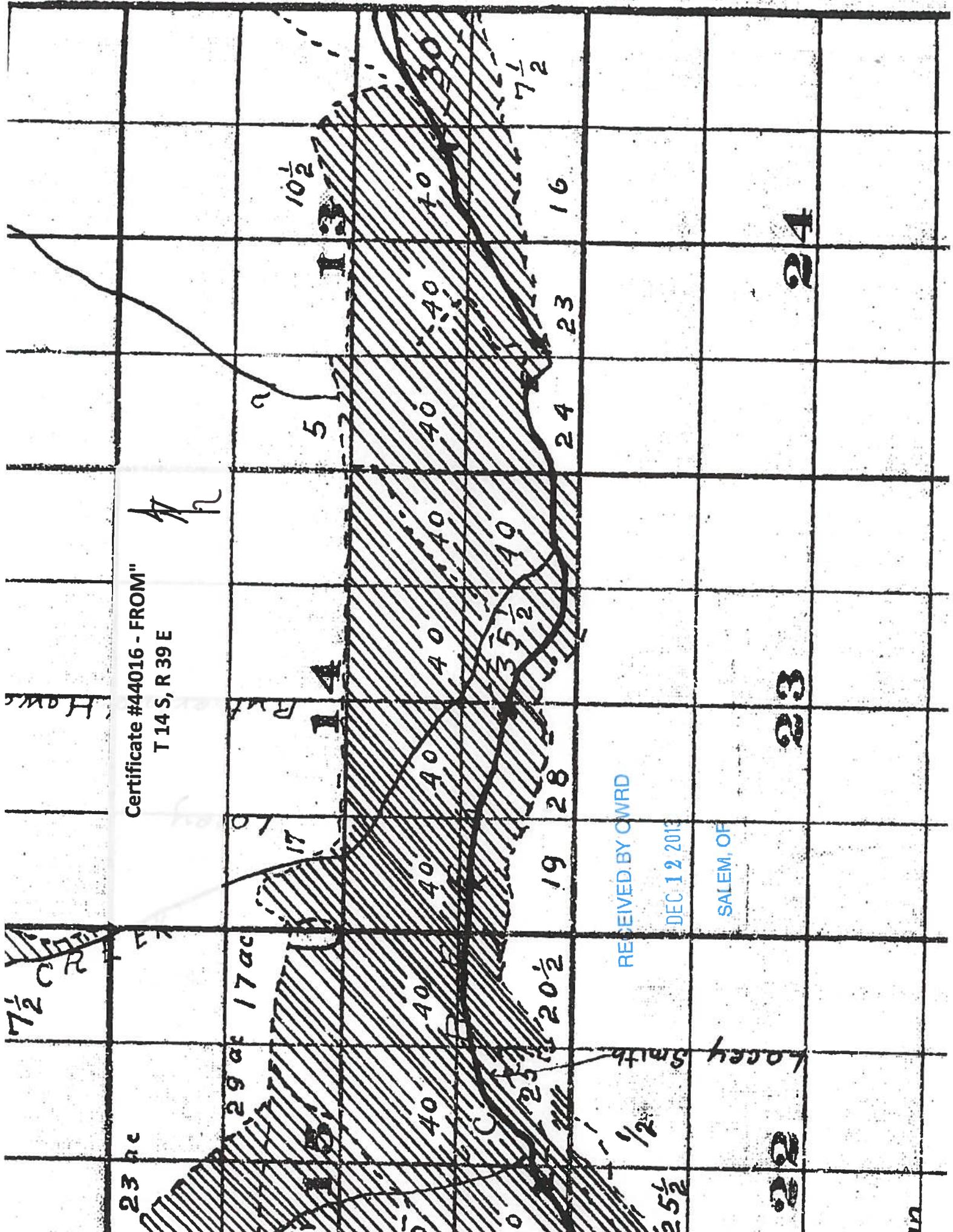
And said right shall be subject to all other conditions and limitations contained in said decree. The right to the use of the water for the purposes aforesaid is restricted to the lands or place of use herein described, and is subject to the existing minimum flow policies established by the Water Policy Review Board. WITNESS the signature of the Water Resources Director, affirmed

this date November 23, 19 76.

James E. Serson
Water Resources Director

Certificate #44016 - FROM"
T 14 S, R 39 E

Ar



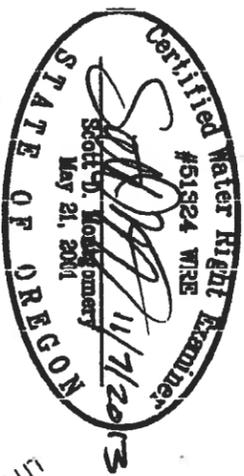
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Lacey Smith

23 ac
29 ac 17 ac
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25 1/2
1/2

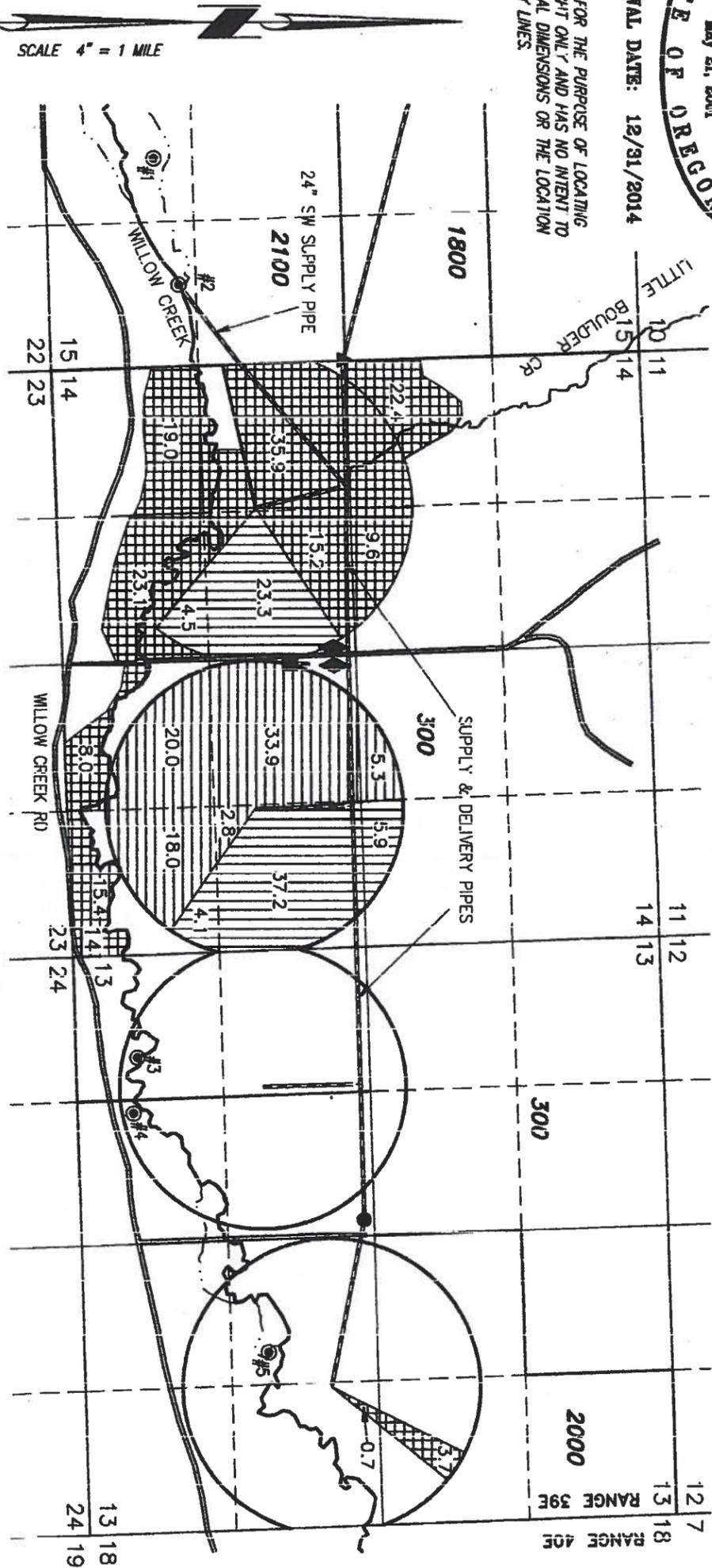


RENEWAL DATE: 12/31/2014

THIS MAP IS FOR THE PURPOSE OF LOCATING A WATER RIGHT ONLY AND HAS NO INTENT TO PROVIDE LEGAL DIMENSIONS OR THE LOCATION OF PROPERTY LINES.

TRANSFER MAP TO ACCOMPANY APPLICATION TO CHANGE POINT OF DIVERSION AND PLACE OF USE FOR WILKS RANCH OREGON LIMITED

TAX LOT 300 IN TOWNSHIP 14 SOUTH, RANGE 39 EAST, W.M. IALHEUR COUNTY, OREGON



- ◆ SYSTEM BULGE - 700 FT X 100 FT 6 FT DEEP OPEN POND
- ▨ 80.0 ACRES PRIMARY RIGHTS FROM CERTIFICATE #44016 (1874) AS SHOWN.
- ▩ 75.0 ACRES PRIMARY RIGHTS FROM CERTIFICATE #44016 (1877) AS SHOWN.
- ▧ 153.0 ACRES PRIMARY RIGHTS FROM CERTIFICATE #44016 (1879) AS SHOWN.

- ⊙ #1 POD IS LOCATED IN THE SW 1/4 SE 1/4 SECTION 15, T4S R39E, W.M. LOCATED 970 FEET NORTH AND 1885 FEET WEST FROM THE SOUTHEAST CORNER OF SECTION 15.
- ⊙ #2 POD IS LOCATED IN THE SE 1/4 SE 1/4 SECTION 15, T4S R39E, W.M. LOCATED 1210 FEET NORTH AND 680 FEET WEST FROM THE SOUTHEAST CORNER OF SECTION 15.
- ⊙ #3 POD IS LOCATED IN THE SW 1/4 SW 1/4 SECTION 13, T4S R39E, W.M. LOCATED 550 FEET NORTH AND 4300 FEET WEST FROM THE SOUTHEAST CORNER OF SECTION 13.
- ⊙ #4 POD IS LOCATED IN THE SE 1/4 SW 1/4 SECTION 13, T4S R39E, W.M. LOCATED 500 FEET NORTH AND 3800 FEET WEST FROM THE SOUTHEAST CORNER OF SECTION 13.
- ⊙ #5 POD IS LOCATED IN THE NW 1/4 SE 1/4 SECTION 13, T4S R39E, W.M. LOCATED 1650 FEET NORTH AND 1800 FEET WEST FROM THE SOUTHEAST CORNER OF SECTION 13.

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PROJECT No. 13-006

PREPARED AT THE REQUEST OF:
 WILKS RANCH OREGON LTD.
 4945 WILLOW CREEK ROAD
 IRONSIDE, OR 97908

ALL POINTS ENGINEERING & SURVEYING, INC.



P.O. BOX 767
 TERREBONNE, OREGON 97760
 (541) 548-5833 PH
 (541) 585-4602 FX
 www.APEandS.com

Part 5 of 5 – Water Right Information

Please use a separate Part 5 for each water right being changed. See instructions on page 6, to copy and paste additional Part 5s, or to add additional rows to tables within the form.

CERTIFICATE # 76983

Description of Water Delivery System

System capacity: 1.5 cubic feet per second (cfs) OR

_____ 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. **FLOOD IRRIGATION USING DITCHES FROM ADJUDICATED RIGHTS**

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)
POA 2	<input type="checkbox"/> Authorized <input checked="" type="checkbox"/> Proposed	MALH 2932	14 S	39 E	14	NW SW	300	2620' N & 0' E from the SW Corner, Sec 14.
POA 3	<input checked="" type="checkbox"/> Authorized <input type="checkbox"/> Proposed	MALH 2510	14 S	39 E	14	NW SE	300	2040' N & 2580' W from the SE Corner, Sec 14.
POA 4	<input type="checkbox"/> Authorized <input checked="" type="checkbox"/> Proposed	MALH 015	14 S	39 E	13	NE SW	300	2540' N & 246 0' E from the SW Corner, Sec 13.
	<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"/> Character of Use (USE)
<input type="checkbox"/> Point of Diversion (POD)
<input type="checkbox"/> Additional Point of Diversion (APOD)
<input type="checkbox"/> Surface Water POD to Ground Water POA (SW/GW) | <input type="checkbox"/> Supplemental Use to Primary Use (S to P)
<input type="checkbox"/> Point of Appropriation/Well (POA)
<input checked="" type="checkbox"/> Additional Point of Appropriation (APOA)
<input type="checkbox"/> Substitution (SUB)
<input type="checkbox"/> Government Action POD (GOV) |
|---|--|

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

- Yes Complete only the Proposed ("to" or "on" 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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Please use and attach additional pages of Table 2 as needed.
See page 6 for instructions.

Do you have questions about how to fill-out the tables?
Contact the Department at 503-986-0900 and ask for Transfer Staff.

Table 2. Description of Changes to Water Right Certificate # 76983

List the change proposed for the acreage in each 1/4 1/4. If more than one change is proposed, specify the acreage associated with each change.
If there is more than one POD/POA involved in the proposed changes, specify the acreage associated with each POD/POA.

AUTHORIZED (the "from" or "off" lands)										PROPOSED (the "to" or "on" lands)												
The listing that appears on the certificate BEFORE PROPOSED CHANGES										The listing as it would appear AFTER PROPOSED CHANGES												
List only that part or portion of the water right that will be changed.										are made.												
Twp	Rng	Sec	1/4	1/4	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	1/4	1/4	Tax Lot	Gvt Lot or DLC	Acres	New Type of USE	POD(s)/ POA(s) to be used (from Table 1)	Priority Date	
EXAMPLE																						
2	S	9	E	15	NW	100	15.0	Irrigation	POD #1 POD #2	1901	2	S	9	E	1	NW	NW	500	1	10.0	POD #5	1901
											2	S	9	E	2	SW	NW	500		5.0	POD #6	1901
											14	S	39	E	13	NW	SW	300		12.6	POA 2, 3 & 4	6-24-1991
											14	S	39	E	14	SE	SE	300		15.4	POA 2, 3 & 4	6-24-1991
TOTAL ACRES:											TOTAL ACRES:										28.0	

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Additional remarks: **Page 2.**

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: C# 44016 & 44017.



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://apps.wrd.state.or.us/apps/gw/well_log/Default.aspx

AND/OR

Describe the construction of the authorized and proposed well(s) in Table 3 for any wells that do not have a well log. For *proposed wells not yet constructed or built*, provide “a best estimate” for each requested information element in the table. The Department recommends you consult a licensed well driller, geologist, or certified water right examiner to assist with assembling the information necessary to complete Table 3.

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 the information will delay the processing of your transfer application until it is received. The information is necessary for the department to assess whether the proposed well(s) will access the same source aquifer as the authorized point(s) of appropriation (POA). The Department is prohibited by law from approving POA changes that do not access the same source aquifer.

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

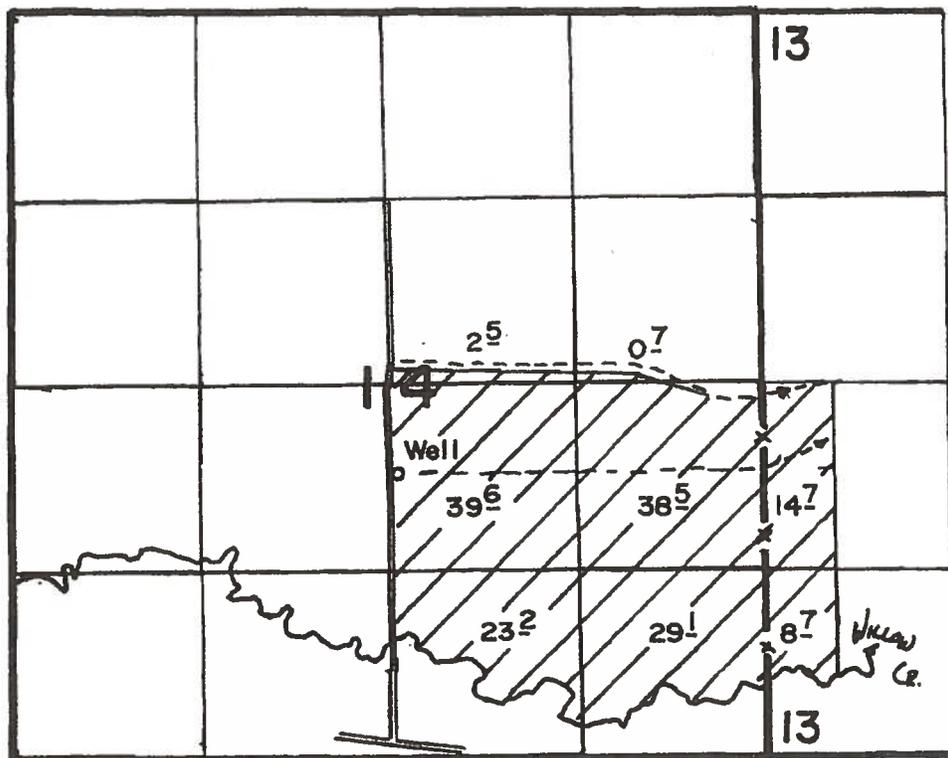
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SEP 16 1996

WATER RESOURCES DEPT.
SALEM, OREGON

T. 14S., R. 39E., W.M.



Scale 1" = 1320'

Well loc: 2040'N. and 2580'W. from SE cor. Section 14

FINAL PROOF SURVEY UNDER

Appl. G-12590

Per. G-11713

IN NAME OF

RESERVOIR LAND COMPANY OF ORE., INC.

SURVEYED AUGUST 31, 1996

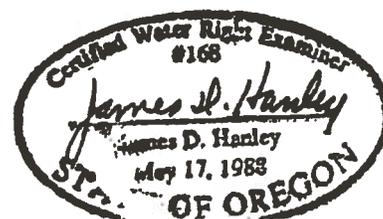
The purpose of this map is for identifying the location of the water right only and is not intended to provide legal dimensions of property ownership lines

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Lane well



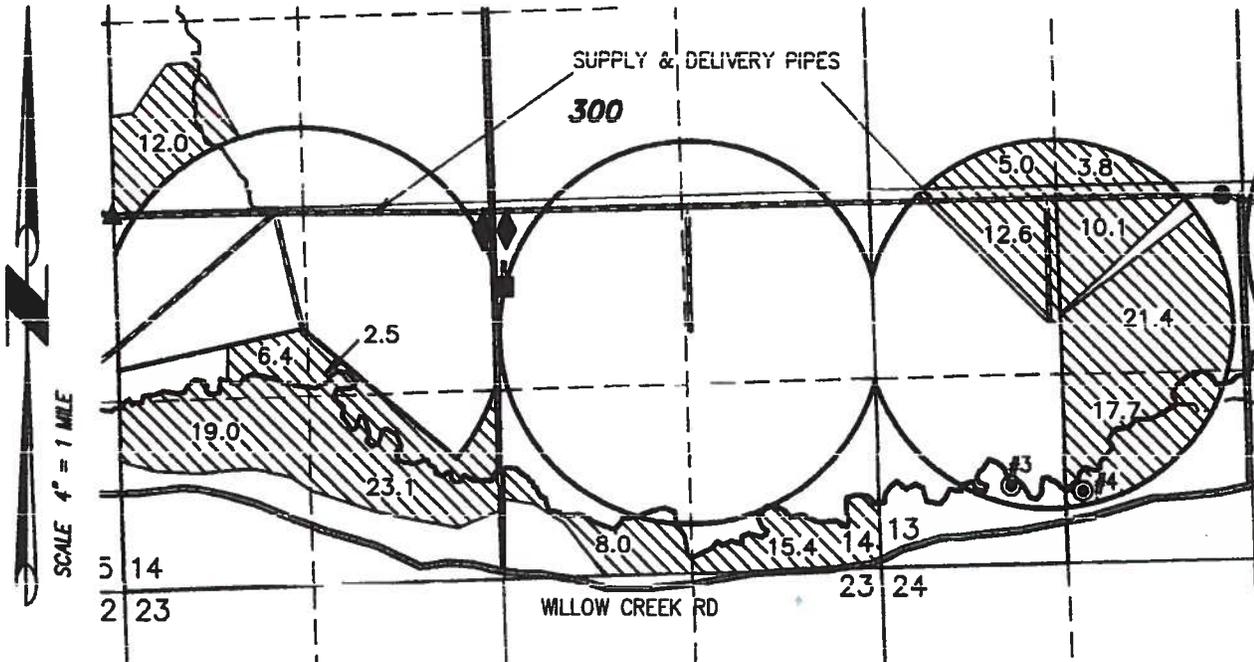
TRANSFER MAP TO ACCOMPANY
APPLICATION TO ADD POINTS OF
APPROPRIATION AND CHANGE PLACE
OF USE FOR
WILKS RANCH OREGON LIMITED

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TAX LOTS 800, 1800, & 2200
IN TOWNSHIP 14 SOUTH, RANGE 39 EAST, W.M.
MALHEUR COUNTY, OREGON

SALEM, OR



- ▲ POA 2 MALH 2932 "GINNY" IS LOCATED IN THE NW 1/4 SW 1/4 SECTION 14, T14S R39E, W.M. LOCATED 2620 FEET NORTH AND 0 FEET EAST FROM THE SOUTHWEST CORNER OF SECTION 14.
- POA 4 MALH 15 & 2510 "HOWARD" IS LOCATED IN THE NE 1/4 SW 1/4 SECTION 13, T14S R39E, W.M. LOCATED 2540 FEET NORTH AND 2460 FEET EAST FROM THE SOUTHWEST CORNER OF SECTION 13.
- POA 3 "LANE" IS LOCATED IN THE NW 1/4 SE 1/4 SECTION 14, T14S R39E, W.M. LOCATED 2040 FEET NORTH AND 2580 FEET WEST FROM THE SOUTHWEST CORNER OF SECTION 14.

157.0 ACRES SUPPLEMENTAL RIGHTS FROM CERTIFICATE #76983 (G-11713 1991), AS SHOWN.



RENEWAL DATE: 12/31/2014

THIS MAP IS FOR THE PURPOSE OF LOCATING A WATER RIGHT ONLY AND HAS NO INTENT TO PROVIDE LEGAL DIMENSIONS OR THE LOCATION OF PROPERTY LINES.

PROJECT No. 13-006

PREPARED AT THE REQUEST OF:
WILKS RANCH OREGON LTD.
4945 WILLOW CREEK ROAD
IRONSIDE, OR 97908

**ALL POINTS ENGINEERING
& SURVEYING, INC.**



P.O. BOX 767 (CRR)
TERREBONNE, OREGON 97760
(541) 548-5833 PH
(541) 585-4602 FX
www.APEandS.com

STATE OF OREGON

COUNTY OF MALHEUR

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

RESERVOIR LAND COMPANY OF OREGON, INC.
1050 SANSOME STREET, SUITE 300
SAN FRANCISCO, CA 94111

confirms the right to use the waters of ONE WELL in the WILLOW CREEK BASIN for SUPPLEMENTAL IRRIGATION OF 157.0 ACRES.

This right was perfected under Permit G-11713. The date of priority is JUNE 24, 1991. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 1.50 CUBIC FOOT PER SECOND, or its equivalent in case of rotation, measured at the well.

The well is located as follows:

NW 1/4 SE 1/4, SECTION 14, TOWNSHIP 14 SOUTH, RANGE 39 EAST, W.M.; 2040 FEET NORTH AND 2580 FEET WEST FROM THE SE CORNER OF SECTION 14.

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is limited to ONE-EIGHTIETH of one cubic foot per second per acre, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 3.0 acre-feet per acre for each acre irrigated during the irrigation season of each year. This right is limited to any deficiency in the available supply of any prior right existing for the same land.

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

A description of the place of use to which this right is appurtenant is as follows:

NW 1/4 SW 1/4 14.7 ACRES
SW 1/4 SW 1/4 8.7 ACRES
SECTION 13

SW 1/4 NE 1/4 2.5 ACRES
SE 1/4 NE 1/4 0.7 ACRE
NE 1/4 SE 1/4 38.5 ACRES
NW 1/4 SE 1/4 39.6 ACRES
SW 1/4 SE 1/4 23.2 ACRES
SE 1/4 SE 1/4 29.1 ACRES
SECTION 14

TOWNSHIP 14 SOUTH, RANGE 39 EAST, W.M.

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

Measurement, recording and reporting conditions:

- A. The water user shall install a meter or other suitable measuring device as approved by the Director. The water user shall maintain the meter or measuring device 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 water user to report general water use information, including the place and nature of use of water under the right.

- B. The water user shall allow the watermaster access to the meter or measuring device; provided however, where the meter or measuring device is located within a private structure, the watermaster shall request access upon reasonable notice.

The Director may require water level or pump test results every ten years.

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

The right to use water for the above purpose is restricted to beneficial use, without waste, on the lands or place of use described. The water user is advised that new regulations may require 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.

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

The Director of the Water Resources Department finds the use of water described by this right, as conditioned, will not impair or be detrimental to the public interest.

WITNESS the signature of the Water Resources Director, affixed JUNE 29, 2001.


Paul R. Cleary

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Recorded in State Record of Water Right Certificates numbered 76983.

G-12590.SB

STATE OF OREGON
WATER WELL REPORT
(as required by ORS 587.765)

WIALH Malh
2510 2510

POA-3

14s/39E/13a

(START CARD) # 15364

(1) OWNER: Well Number: 1439B44
Name: Reservoir Land Co Inc.
Address: PO Box 7
City: Tronside State: OR Zip: 97708

(9) LOCATION OF WELL by legal description:
County: Malheur Latitude: _____ Longitude: _____
Township: 14 North, Range: 39 West, W.M.
Section: 13 SW 1/4 NE 1/4
Tax Lot: _____ Lot: _____ Block: _____ Subdivision: _____
Street Address of Well (or nearest address): _____

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

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

(4) PROPOSED USE:
 Domestic Community Industrial Irrigation
 Thermal Injection Other _____

(5) BORE HOLE CONSTRUCTION:
Special Construction approval Yes No Depth of Completed Well: 361 ft.
Explosives used Yes No Type: _____ Amount: _____

HOLE		SEAL		Amount in pounds
Diameter	From To	Material	From To	
12	0 to 361	40 cent gravel	0 to 40	38

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

(6) CASING/LINER:

Diameter	From	To	Gauge	Steel	Plastic	Welded	Threaded
12	1	361	312	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>

Liner: _____

Final location of shoe(s): 361

(7) PERFORATIONS/SCREENS:

Perforations Method: torch
 Screens Type: _____ Material: _____

From	To	Slot size	Number	Diameter	Tele/pipe size	Casing	Liner
40	361	6	114	14	12	<input checked="" 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
550	170 ft		1 hr.

Temperature of water: 62.640 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: _____

(10) STATIC WATER LEVEL:
13 ft. below land surface. Date: 6-7-90
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
well was cased in to 295 ft			
so we pulled the original casing & put down 321 ft of perforated casing with drive shoe & 40 ft of solid casing & sealed well with cement (annular space)			

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Date started: 5-16 Completed: 6-7

(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: Jon W Fife WWC Number: 1485 Date: 7-5-90

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

RECEIVED
MAY 11 1968
STATE ENGINEER
SALEM, OREGON

DATE WELL REPORT MADE
STATE OF OREGON
(Please type or print name)
SALEM, OREGON
(Do not write above this line)

RECEIVED
DEC 9 1968
STATE ENGINEER
SALEM, OREGON

mail 015
Muh 015
14/39-13 bdd
State Well No.
Permit No.

(1) OWNER:
Name Carroll Lacey
Address Moonside Oregon

(2) TYPE OF WORK (check):
New Well Deepening Reconditioning Abandon
If abandonment, describe material and procedure in Item 12.

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

(5) CASING INSTALLED:
12" Diam. from 0 ft. to 30 ft. Gage 250
" Diam. from " ft. to " ft. Gage
" Diam. from " ft. to " ft. Gage

(6) PERFORATIONS:
Type of perforator used 7" rotary Perforated? Yes No.
Size of perforations 1/4 in. by 4 in.
120 perforations from 19 ft. to 30 ft.
perforations from " ft. to " ft.

(7) SCREENS: Well screen installed? Yes No
Manufacturer's Name
Type Modal No.
Diam. Slot size Set from " ft. to " ft.
Diam. Slot size Set from " ft. to " ft.

(8) WATER LEVEL: Completed well.
Static level 12 ft. below land surface Date
A man pressure lbs. per square inch Date

(9) WELL TESTS: Drawdown is amount water level is lowered below static level
Was a pump test made? Yes No If yes, by whom? Hydrol
y-14: 1500 gal./min. with 12 1/2 ft. drawdown after 5 hrs.
Baller test gal./min. with " ft. drawdown after hrs.
Artesian flow g.p.m. Date
Temperature of water Was a chemical analysis made? Yes No

(10) CONSTRUCTION:
Well seal—Material used med
Depth of seal 12 ft.
Diameter of well bore to bottom of seal 16 in.
Were any loose strata cemented off? Yes No Depth
Was a drive shoe used? Yes No
Did any strata contain unusable water? Yes No
Type of water? depth of strata
Method of sealing strata off
Was well gravel packed? Yes No Size of gravel:
Gravel placed from " ft. to " ft.

(11) LOCATION OF WELL:
County MALHEUR Driller's well number
1/4 1/4 Section T. R. W.M.
Bearing and distance from section or subdivision corner

(12) WELL LOG: Diameter of well below casing 12
Depth drilled 360 ft. Depth of completed well 360 ft.
Formation: Describe color, texture, grain size and structure of materials; and show thickness and nature of each stratum and aquifer penetrated, with at least one entry for each change of formation. Report each change in position of Static Water Level as drilling proceeds. Note drilling rates.

MATERIAL	From	To	SWL
fine yellow clay	0	15	
Coarse gravel	15	29	
fine sandy yellow clay	29	30	12
gravel and silt	30	34	
Coarse yellow clay	34	106	
med gravel	106	109	
yellow clay	109	210	
Coarse yellow shale	210	315	
aquifer sand	315	320	
Rock	320	360	

Work started 9/20 1968 Completed 10/10 1968
Date well drilling machine moved off of well 10/10 1968

Drilling Machine Operator's Certification:
This well was constructed under my direct supervision. Materials used and information reported above are true to my best knowledge and belief.
[Signed] Winfield Page Date _____, 19____
(Drilling Machine Operator)

Drilling Machine Operator's License No. 65

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 Hydrol Pump & Drill
(Person, firm or corporation) (Type or print)
Address 365-14 Maine Vale Dr
[Signed] John H. Hyslop
(Water Well Contractor)
Contractor's License No. 396 Date 12-2 1968

Part 5 of 5 – Water Right Information

Please use a separate Part 5 for each water right being changed. See instructions on page 6, to copy and paste additional Part 5s, or to add additional rows to tables within the form.

CERTIFICATE # 44770

Description of Water Delivery System

System capacity: 2.1 cubic feet per second (cfs) OR

_____ 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. **FLOOD IRRIGATION USING DITCHES FROM ADJUDICATED RIGHTS**

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)
POA 2	<input type="checkbox"/> Authorized <input checked="" type="checkbox"/> Proposed	MALH 2932	14 S	39 E	14	NW SW	300	2620' N & 0' E from the SW Corner, Sec 14.
POA 3	<input type="checkbox"/> Authorized <input checked="" type="checkbox"/> Proposed	MALH 2510	14 S	39 E	14	NW SE	300	2040' N & 2580' W from the SE Corner, Sec 14.
POA 4	<input checked="" type="checkbox"/> Authorized <input type="checkbox"/> Proposed	MALH 015	14 S	39 E	13	NE SW	300	2540' N & 246 0' E from the SW Corner, Sec 13.
	<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 checked="" 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?

Yes Complete only the Proposed (“to” or “on” 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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Please use and attach additional pages of Table 2 as needed.
See page 6 for instructions.

Do you have questions about how to fill-out the tables?
Contact the Department at 503-986-0900 and ask for Transfer Staff.

Table 2. Description of Changes to Water Right Certificate # 44770

List the change proposed for the acreage in each 1/4 1/4. If more than one change is proposed, specify the acreage associated with each change.
If there is more than one POD/POA involved in the proposed changes, specify the acreage associated with each POD/POA.

AUTHORIZED (the "from" or "off" lands) The listing that appears on the certificate BEFORE PROPOSED CHANGES List only that part or portion of the water right that will be changed.										PROPOSED (the "to" or "on" lands) The listing as it would appear AFTER PROPOSED CHANGES are made.												
Twp	Rng	Sec	1/4	1/4	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	1/4	1/4	Tax Lot	Gvt Lot or DLC	Acres	New Type of USE	POD(s)/ POA(s) to be used (from Table 1)	Priority Date	
EXAMPLE																						
2	S	9	E	15	NW	100	15.0	Irrigation	POD #1 POD #2	1901	2	S	9	E	1	NW	NW	500	1	10.0	POD #5	1901
											2	S	9	E	2	SW	NW	500		5.0	POD #6	1901
											14	S	39	E	13	SW	NE	2000		18.3	POA 2, 3 & 4	1-2-1969
											14	S	39	E	13	SE	NE	2000		21.0	POA 2, 3 & 4	1-2-1969
											14	S	39	E	13	NE	SW	2000		8.6	POA 2, 3 & 4	1-2-1969
											14	S	39	E	13	NE	SE	2000		37.1	POA 2, 3 & 4	1-2-1969
											14	S	39	E	13	NW	SE	2000		36.7	POA 2, 3 & 4	1-2-1969
											14	S	39	E	13	SW	SE	2000		6.7	POA 2, 3 & 4	1-2-1969
											14	S	39	E	13	SE	SE	2000		7.3	POA 2, 3 & 4	1-2-1969
										TOTAL ACRES: 135.7												

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Additional remarks: This page, supplemental rights.

Please use and attach additional pages of Table 2 as needed.
See page 6 for instructions.

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List only that part or portion of the water right that will be changed.										are made.											
Twp	Rng	Sec	1/4 1/4	Tax Lot or DLC	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	1/4 1/4	Tax Lot or DLC	Gvt Lot or DLC	Acres	New Type of USE	POD(s) to be used (from Table 1)	Priority Date		
EXAMPLE																					
2	S	9	E	15	NW	100	Irrigation	POD #1 POD #2	1901	2	S	9	E	1	NW	NW	500	1	10.0	1901	
											2	S	9	E	2	SW	NW	500		5.0	1901
											14	S	39	E	13	NE	SW	300		4.2	1-2-1969
											14	S	39	E	13	SW	SW	2000		3.3	1-2-1969
											14	S	39	E	13	SE	SW	2000		8.1	1-2-1969
											14	S	39	E	13	NW	SE	2000		2.6	1-2-1969
											14	S	39	E	13	SW	SE	2000		13.1	1-2-1969
											14	S	39	E	13	SE	SE	2000		1.0	1-2-1969
										TOTAL ACRES: 32.3											

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Additional remarks: **This page, primary rights pg 2.**

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: **C# 1552.**



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 # _____.

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For a change from Supplemental Irrigation Use to Primary Irrigation Use

DEC 12 2013

Identify the primary certificate to be cancelled. Certificate # _____

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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://apps.wrd.state.or.us/apps/gw/well_log/Default.aspx

AND/OR

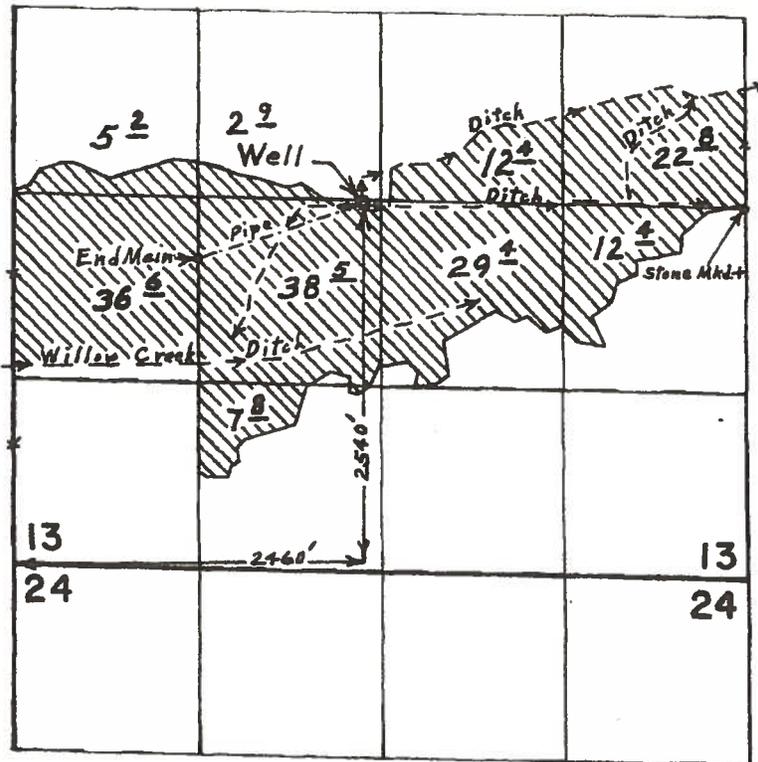
Describe the construction of the authorized and proposed well(s) in Table 3 for any wells that do not have a well log. For *proposed wells not yet constructed or built*, provide “a best estimate” for each requested information element in the table. The Department recommends you consult a licensed well driller, geologist, or certified water right examiner to assist with assembling the information necessary to complete Table 3.

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 the information will delay the processing of your transfer application until it is received. The information is necessary for the department to assess whether the proposed well(s) will access the same source aquifer as the authorized point(s) of appropriation (POA). The Department is prohibited by law from approving POA changes that do not access the same source aquifer.

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

T.14 S. R.39 E. W.M.



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SALEM, OR

FINAL PROOF SURVEY
UNDER

Application No. G-4747 Permit No. G-4466
IN NAME OF

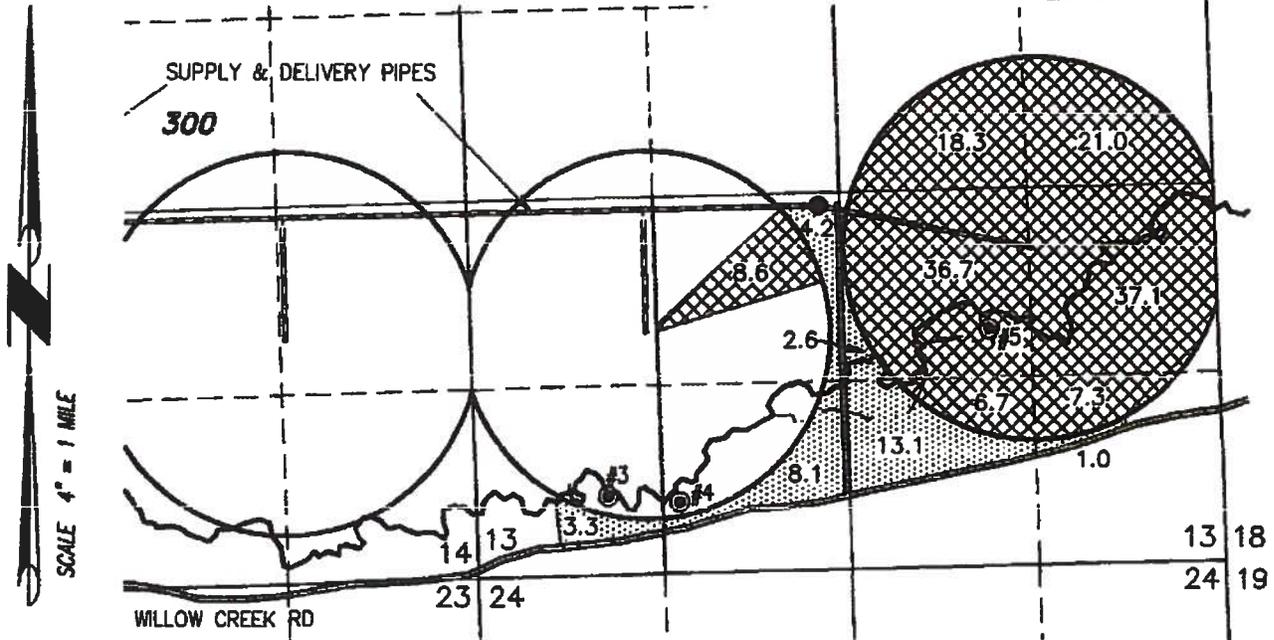
CARROL LOCEY & SON

Surveyed April 30, 1975, by L. E. Gould

TRANSFER MAP TO ACCOMPANY APPLICATION TO ADD POINTS OF APPROPRIATION AND CHANGE PLACE OF USE FOR WILKS RANCH OREGON LIMITED

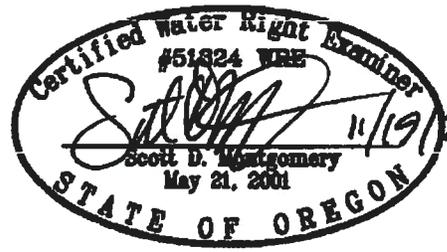
TAX LOTS 800, 1800, & 2200
IN TOWNSHIP 14 SOUTH, RANGE 39 EAST, W.M.
MALHEUR COUNTY, OREGON

12 7
13 18
RANGE 39E
RANGE 40E
2000



- 135.7 ACRES SUPPLEMENTAL RIGHTS FROM CERTIFICATE #44770 (G-4466 1969), AS SHOWN.
- 32.3 ACRES PRIMARY RIGHTS FROM CERTIFICATE #44770 (G-4466 1969), AS SHOWN.

- ▲ PROPOSED POA 2 MALH 2932 (GINNY) IS LOCATED IN THE NW 1/4 SW 1/4 SECTION 14, T14S R39E, W.M. LOCATED 2620 FEET NORTH AND 0 FEET EAST FROM THE SOUTHWEST CORNER OF SECTION 14.
- EXISTING POA 4 MALH 15 & 2510 (HOWARD) IS LOCATED IN THE NE 1/4 SW 1/4 SECTION 13, T14S R39E, W.M. LOCATED 2540 FEET NORTH AND 2460 FEET EAST FROM THE SOUTHWEST CORNER OF SECTION 13.
- PROPOSED POA 3 (LANE) IS LOCATED IN THE NW 1/4 SE 1/4 SECTION 14, T14S R39E, W.M. LOCATED 2040 FEET NORTH AND 2580 FEET WEST FROM THE SOUTHEAST CORNER OF SECTION 14.



RENEWAL DATE: 12/31/2014

DEC 12 2013

SALEM, OR

THIS MAP IS FOR THE PURPOSE OF LOCATING A WATER RIGHT ONLY AND HAS NO INTENT TO PROVIDE LEGAL DIMENSIONS OR THE LOCATION OF PROPERTY LINES.

<p>PROJECT No. 13-006</p> <p>PREPARED AT THE REQUEST OF:</p> <p>WILKS RANCH OREGON LTD. 4945 WILLOW CREEK ROAD IRONSIDE, OR 97908</p>	<p style="text-align: center;">ALL POINTS ENGINEERING & SURVEYING, INC.</p> <div style="display: flex; align-items: center;"> <div style="text-align: left;"> <p>P.O. BOX 767 (CRR) TERREBONNE, OREGON 97760 (541) 548-5833 PH (541) 585-4602 FX www.APEandS.com</p> </div> </div>
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Done

STATE OF OREGON

COUNTY OF

HALHEUR

CERTIFICATE OF WATER RIGHT

This Is to Certify, That RESERVOIR LAND COMPANY

of 405 Montgomery, San Francisco, State of California, 94104, has made proof to the satisfaction of the Water Resources Director, of a right to the use of the waters of a well

a tributary of Willow Creek for the purpose of irrigation of 32.3 acres and supplemental irrigation of 135.7 acres

under Permit No. G-4466 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 January 2, 1969 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 2.1 cubic feet 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 NE 1/4 SW 1/4, Section 13, T. 14 S., R. 39 E., W. M., 2540 feet North and 2460 feet East from the SW Corner, Section 13

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 one-eightieth of one cubic foot per second per acre, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 3 acre feet per acre for each acre irrigated during the irrigation season of each year, provided further that the amount of water rediverted from the channel of Willow Creek shall not exceed the amount by which the flow of Willow Creek at the point of rediversion is increased above the natural flow by the operation of said well,

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:

<u>Primary</u>	<u>Supplemental</u>
1.9 acres SW 1/4 NE 1/4	10.5 acres SW 1/4 NE 1/4
18.3 acres SE 1/4 NE 1/4	4.5 acres SE 1/4 NE 1/4
0.2 acre SW 1/4 NW 1/4	5.0 acres SW 1/4 NW 1/4
2.9 acres SE 1/4 NW 1/4	38.5 acres NE 1/4 SW 1/4
9.0 acres NE 1/4 SE 1/4	36.6 acres NW 1/4 SW 1/4
Section 13	7.8 acres SE 1/4 SW 1/4
T. 14 S., R. 39 E., W. M.	3.4 acres NE 1/4 SE 1/4
	29.4 acres NW 1/4 SE 1/4
	Section 13
	T. 14 S., R. 39 E., 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. and is subject to the existing minimum flow policies established by the Water Policy Review Board.

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WITNESS the signature of the Water Resources Director, affixed this date. September 12, 1977

DEC 12 2013

James E. Saxon Water Resources Director

SALEM, OR

9

Ginny POA 2

Mail 2932

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OCT 15 1993

148/39E/14C

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

WATER RESOURCES DEPARTMENT CARD # 56608

(1) OWNER: Reservoir Land Co. Well Number 4-367
Address Star Route
City Transide State OR Zip 97908

(9) LOCATION OF WELL by legal description:
County Malheur Latitude Longitude
Township 14 S N or S Range 39 E B or W. W. 1/4
Section 14 NW 1/4 SW 1/4
Tax Lot Lot Block Subdivision
Street Address of Well (or nearest address) Star Rt

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

(10) STATIC WATER LEVEL:
3 1/2 ft. below land surface. Date 10-1-93
Artesian pressure lb. per square inch. Date

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

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

(4) PROPOSED USE:
Domestic Community Industrial Irrigation
Thermal Injection Other

(5) BORE HOLE CONSTRUCTION:
Special Construction approval Yes No Depth of Completed Well 420 ft.
Explosives used Yes No Type Amount

Table with columns: From, To, Estimated Flow Rate, SWL. Includes handwritten 'RECEIVED BY OWRD' and 'DEC 2 2013'.

Table with columns: HOLE Diameter, From, To, Material, SEAL From, To, Amount. Includes handwritten entries for cement grout.

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

Backfill placed from ft. to ft. Material
Gravel placed from ft. to ft. Size of gravel

(12) WELL LOG: SALEM, OR
Ground elevation

Table with columns: Casing Diameter, From, To, Gauge, Steel, Plastic, Welded, Threaded. Includes handwritten entries for 16 inch casing.

Table with columns: Material, From, To, SWL. Contains handwritten well log text: 'We pulled 30ft of 12 inch casing out of the well & overran the well to 22 down to 50ft. We then overran the hole to 11 1/2 down to 420 ft & cased to this depth. Cement grout was pumped from 90 ft to ground level. Our intent was to stabilize the well.'

Final location of shoe(s)

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

Table with columns: From, To, Slot size, Number, Diameter, Tele/pipe size, Casing, Liner. Includes handwritten entries for 31 screens.

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

Table with columns: Pump, Bailer, Air, Flowing Artesian, Yield gal/min, Drawdown, Drill stem at, Time. Includes handwritten test results: 700 yield, 201 ft drawdown, 8 hrs time.

Date started 9-3-93 Completed 10-1-93

(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.

Temperature of Water 52 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:

Signed 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 Date WWC Number 1485

STATE OF OREGON
WATER WELL REPORT
 (as required by ORS 537.705)

WIALH Malh
2510 2510

POA 3

14s/39e/13a
15364

(START CARD) # *15364*

(1) OWNER: *Reservoir Land Co Inc.*
 Name *Reservoir Land Co Inc.*
 Address *PO Box 9*
 City *Ironside* State *OR* Zip *97708*

Well Number: *1439B*

(9) LOCATION OF WELL by legal description:
 County *Malheur* Latitude _____ Longitude _____
 Township *14* North, Range *39* West, W.M.
 Section *13* SW 1/4 NE 1/4
 Tax Lot _____ Lot _____ Block _____ Subdivision _____
 Street Address of Well (or nearest address) _____

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

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

(4) PROPOSED USE:
 Domestic Community Industrial Irrigation
 Thermal Injection Other _____

(5) BORE HOLE CONSTRUCTION:
 Special Construction approval Yes No
 Depth of Completed Well *361* ft.
 Explosives used Yes No Type _____ Amount _____

ROPE		SEAL		Amount in pounds
Diameter	From To	Material	From To	
<i>16</i>	<i>0</i>	<i>40 cement grout</i>	<i>0</i>	<i>38</i>
<i>12</i>	<i>0</i>	<i>36</i>		

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

Backfill placed from _____ ft. to _____ ft. Material _____
 Gravel placed from _____ ft. to _____ ft. Size of gravel _____

(6) CASING/LINER:

Casing/Liner	Diameter	From To	Gauge	Steel		Plastic		Welded		Threaded	
				Yes	No	Yes	No	Yes	No	Yes	No
Casing:	<i>12</i>	<i>1</i>	<i>36/312</i>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
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"/>

Final location of shoe(s) *361*

(7) PERFORATIONS/SCREENS:

Perforations Method *torch*
 Screens Type _____ Material _____

From	To	Slot size	Number	Diameter	Tube/pipe size	Casing	Liner
<i>40</i>	<i>361</i>	<i>6</i>	<i>11</i>	<i>14</i>	<i>12</i>	<input checked="" type="checkbox"/>	<input type="checkbox"/>

(8) WELL TESTS: Minimum testing time is 1 hour
 Pump Bailor Air Flowing Artesian
 Yield gal/min *550* Drawdown *170 ft* Drill stem at _____ Time *1 hr.*

Temperature of water *54.6/40* 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: _____

(10) STATIC WATER LEVEL:
13 ft. below land surface. Date *6-7-90*
 Artesian pressure _____ lb. per square inch. Date _____

(11) WATER BEARING ZONES:

Depth at which water was first found _____

RECEIVE	To	Estimated Flow Rate	SWL
<i>DEC 12 2013</i>			

(12) WELL LOG: M, OR
 Ground elevation _____

Material	From	To	SWL
<i>well was cased in to 295 ft</i>			
<i>so we pulled the original casing & put down 321 ft of perforated casing with drive shoe & 40 ft of solid casing & sealed well with cement (annular space)</i>			

Date started *5-16* Completed *6-7*

(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.
 WWC Number _____
 Signed _____ 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.
 WWC Number *1485*
 Signed *Jon M Fife* Date *7-5-90*

Part 5 of 5 – Water Right Information

Please use a separate Part 5 for each water right being changed. See instructions on page 6, to copy and paste additional Part 5s, or to add additional rows to tables within the form.

CERTIFICATE # 22866

Description of Water Delivery System

System capacity: 2.0 cubic feet per second (cfs) OR

_____ 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. **FLOOD IRRIGATION USING DITCHES FROM ADJUDICATED RIGHTS**

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)
POA 2	<input checked="" type="checkbox"/> Authorized <input type="checkbox"/> Proposed	MALH 2932	14 S	39 E	14	NW SW	300	2620' N & 0' E from the SW Corner, Sec 14.
POA 3	<input type="checkbox"/> Authorized <input checked="" type="checkbox"/> Proposed	MALH 2510	14 S	39 E	14	NW SE	300	2040' N & 2580' W from the SE Corner, Sec 14.
POA 4	<input type="checkbox"/> Authorized <input checked="" type="checkbox"/> Proposed	MALH 015	14 S	39 E	13	NE SW	300	2540' N & 246 0' E from the SW Corner, Sec 13.
	<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 checked="" 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?

Yes Complete only the Proposed (“to” or “on” 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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Please use and attach additional pages of Table 2 as needed.
See page 6 for instructions.

Do you have questions about how to fill-out the tables?
Contact the Department at 503-986-0900 and ask for Transfer Staff.

Table 2. Description of Changes to Water Right Certificate # 22866

List the change proposed for the acreage in each 1/4 1/4. If more than one change is proposed, specify the acreage associated with each change. If there is more than one POD/POA involved in the proposed changes, specify the acreage associated with each POD/POA.

AUTHORIZED (the "from" or "off" lands)										PROPOSED (the "to" or "on" lands)											
The listing that appears on the certificate BEFORE PROPOSED CHANGES List only that part or portion of the water right that will be changed.										The listing as it would appear AFTER PROPOSED CHANGES are made.											
Twp	Rng	Sec	1/4 1/4	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	1/4 1/4	Tax Lot	Gvt Lot or DLC	Acres	New Type of USE	POD(s) to be used (from Table 1)	Priority Date		
EXAMPLE																					
2	S	9	E	15	NW	100	Irrigation	POD #1 POD #2	1901	2	S	9	E	1	NW	NW	500	1	10.0	POD #5	1901
										2	S	9	E	2	SW	NW	500		5.0	POD #6	1901
										14	S	39	E	13	NW	SW	300		25.3	POA 2, 3 & 4	8-18-1950
										14	S	39	E	13	SW	SW	300		21.2	POA 2, 3 & 4	8-18-1950
										14	S	39	E	14	SW	NE	300		5.3	POA 2, 3 & 4	8-18-1950
										14	S	39	E	14	SE	NE	300		5.9	POA 2, 3 & 4	8-18-1950
										14	S	39	E	14	SW	NW	300		10.4	POA 2, 3 & 4	8-18-1950
										14	S	39	E	14	SE	NW	300		9.6	POA 2, 3 & 4	8-18-1950
										14	S	39	E	14	NE	SW	300		36.0	POA 2, 3 & 4	8-18-1950
										14	S	39	E	14	NW	SW	300		29.5	POA 2, 3 & 4	8-18-1950
										14	S	39	E	14	SE	SW	300		4.5	POA 2, 3 & 4	8-18-1950
										14	S	39	E	14	NE	SE	300		38.0	POA 2, 3 & 4	8-18-1950
TOTAL ACRES:																185.7					

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Additional remarks: _____ Permanent Transfer Application Form – Page 8 of 9
Revised 7/1/2013

Please use and attach additional pages of Table 2 as needed.
See page 6 for instructions.

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If there is more than one POD/POA involved in the proposed changes, specify the acreage associated with each POD/POA.

AUTHORIZED (the "from" or "off" lands)										PROPOSED (the "to" or "on" lands)												
The listing that appears on the certificate BEFORE PROPOSED CHANGES										The listing as it would appear AFTER PROPOSED CHANGES												
List only that part or portion of the water right that will be changed.										are made.												
Twp	Rng	Sec	1/4	1/4	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	1/4	1/4	Tax Lot	Gvt Lot or DLC	Acres	New Type of USE	POD(s) to be used (from Table 1)	Priority Date		
EXAMPLE																						
2	S	9	E	15	NW	100	Irrigation	POD #1 POD #2	1901	POU/POD	2	S	9	E	1	NW	NW	500	1	10.0	POD #5	1901
										POU/APOA	14	S	39	E	14	NW	SE	300		35.9	POA 2, 3 & 4	8-18-1950
										POU/APOA	14	S	39	E	14	SW	SE	300		20.0	POA 2, 3 & 4	8-18-1950
										POU/APOA	14	S	39	E	14	SE	SE	300		22.1	POA 2, 3 & 4	8-18-1950
										TOTAL ACRES: 78.0												

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SALEM, OR

Additional remarks: Page 2.

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: C# 44016 & 44017.



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://apps.wrd.state.or.us/apps/gw/well_log/Default.aspx

AND/OR

Describe the construction of the authorized and proposed well(s) in Table 3 for any wells that do not have a well log. For *proposed wells not yet constructed or built*, provide “a best estimate” for each requested information element in the table. The Department recommends you consult a licensed well driller, geologist, or certified water right examiner to assist with assembling the information necessary to complete Table 3.

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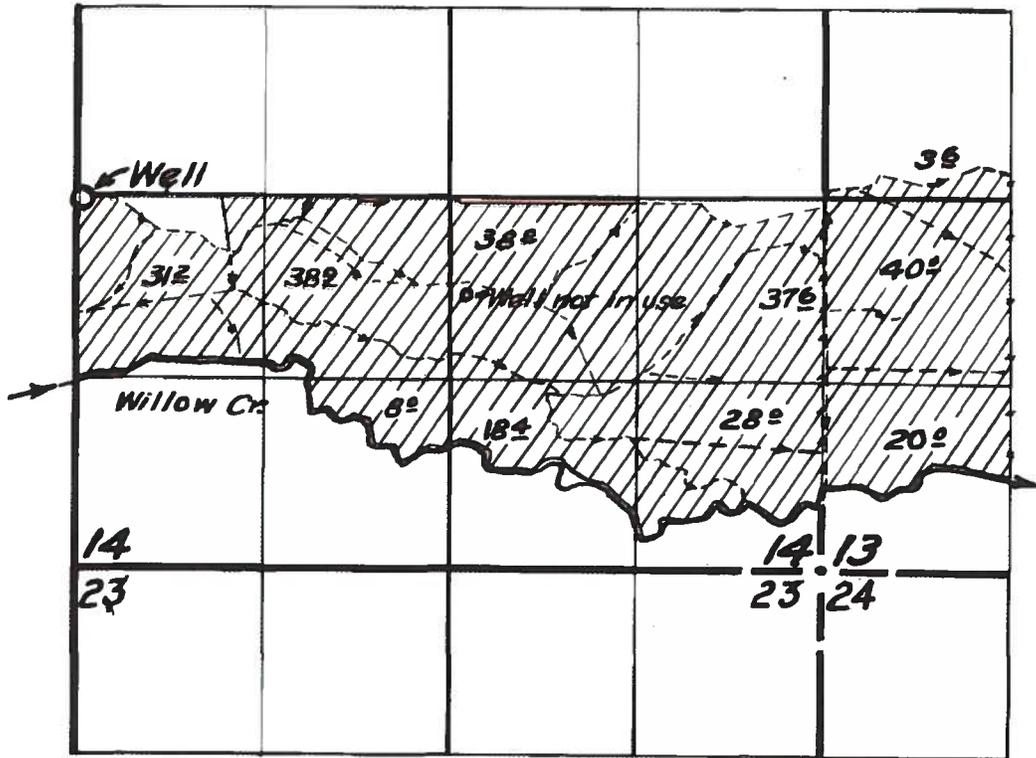
Proposed or Authorized POA Name or Number	Is well already built? (Yes or No)	If an existing well: OWRD Well ID Tag No. L-	Total well depth	Casing Diameter	Casing Intervals (feet)	Seal depth(s) (intervals)	Perforated or screened intervals (in feet)	Static water level of completed well (in feet)	Source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

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SALEM, OR

T14SR39EWM



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DEC 12 2013

SALEM, OR

FINAL PROOF SURVEY

UNDER

Application No. U-385 Permit No. U-367

IN NAME OF

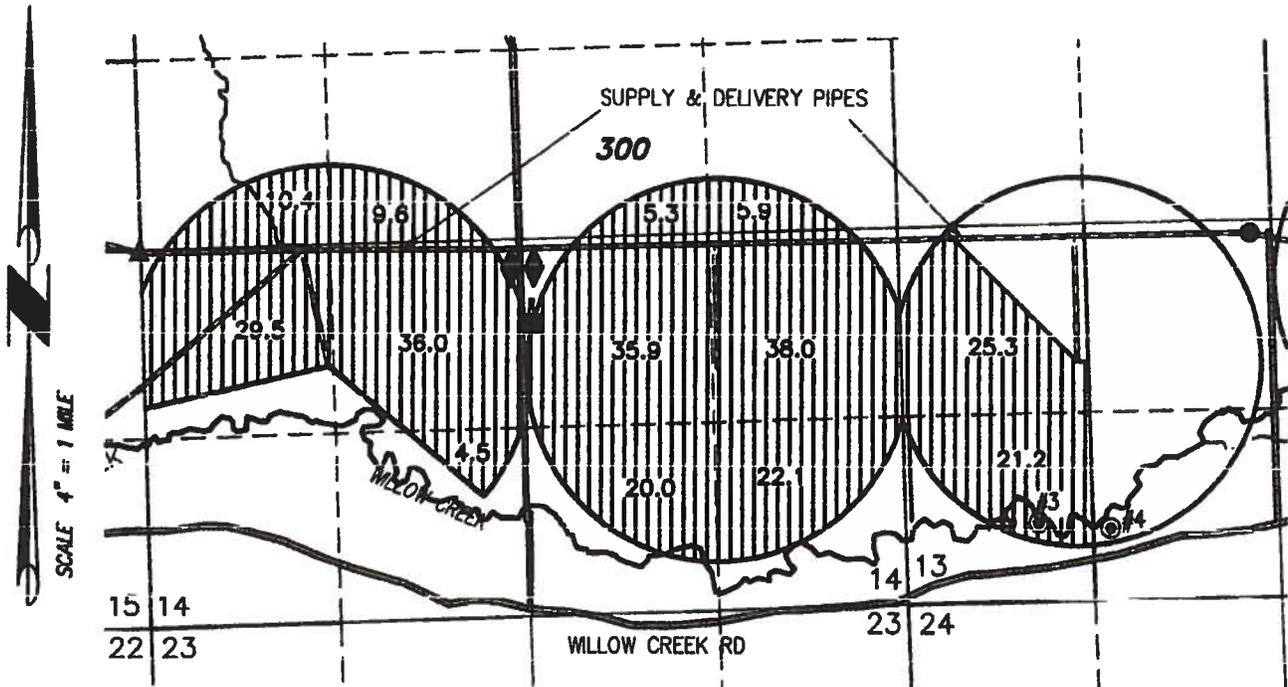
Ernest & Fred Locey

Surveyed Nov. 12 1955, by M. Bish

1955N

TRANSFER MAP TO ACCOMPANY APPLICATION TO ADD POINTS OF APPROPRIATION AND CHANGE PLACE OF USE FOR WILKS RANCH OREGON LIMITED

TAX LOTS 300, 1800, & 2200
IN TOWNSHIP 14 SOUTH, RANGE 39 EAST, W.M.
MALHEUR COUNTY, OREGON



▲ EXISTING POA 2 MALH 2932 (GINNY) IS LOCATED IN THE NW 1/4 SW 1/4 SECTION 14, T14S R39E, W.M. LOCATED 2620 FEET NORTH AND 0 FEET EAST FROM THE SOUTHWEST CORNER OF SECTION 14.



263.7 ACRES SUPPLEMENTAL RIGHTS FROM CERTIFICATE #22866 (U-367 1950), AS SHOWN.

● PROPOSED POA 4 MALH 15 & 2510 (HOWARD) IS LOCATED IN THE NE 1/4 SW 1/4 SECTION 13, T14S R39E, W.M. LOCATED 2540 FEET NORTH AND 2460 FEET EAST FROM THE SOUTHWEST CORNER OF SECTION 13.

■ PROPOSED POA 3 (LANE) IS LOCATED IN THE NW 1/4 SE 1/4 SECTION 14, T14S R39E, W.M. LOCATED 2040 FEET NORTH AND 2580 FEET WEST FROM THE SOUTHEAST CORNER OF SECTION 14.

RECEIVED BY OWRD

DEC 12 2013

SALEM, OR



RENEWAL DATE: 12/31/2014

THIS MAP IS FOR THE PURPOSE OF LOCATING A WATER RIGHT ONLY AND HAS NO INTENT TO PROVIDE LEGAL DIMENSIONS OR THE LOCATION OF PROPERTY LINES.

PROJECT No. 13-006

PREPARED AT THE REQUEST OF:
WILKS RANCH OREGON LTD.
4945 WILLOW CREEK ROAD
IRONSIDE, OR 97908

**ALL POINTS ENGINEERING
& SURVEYING, INC.**



P.O. BOX 767 (CRR)
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STATE OF OREGON

COUNTY OF MALHEUR

CERTIFICATE OF WATER RIGHT

This Is to Certify, That ERNEST AND FRED LOCKY

of Ironside, 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 a well tributary of for the purpose of supplemental irrigation under Permit No. U-367 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 18, 1950

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 2.0 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: NW 1/4, Section 11, Township 11 South, Range 39 East, W. M.

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 one-eightieth of one cubic foot per second per acre, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 3 acre feet per acre for each acre irrigated during the irrigation season of each year,

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:

- 30.9 acres in the NE 1/4 SW 1/4
31.2 acres in the NW 1/4 SW 1/4
8.0 acres in the SE 1/4 SW 1/4
18.4 acres in the SW 1/4 SE 1/4
37.6 acres in the NE 1/4 SE 1/4
38.0 acres in the NW 1/4 SE 1/4
28.0 acres in the SE 1/4 SE 1/4
Section 11
3.6 acres in the SW 1/4 NW 1/4
40.0 acres in the NW 1/4 SW 1/4
20.0 acres in the SW 1/4 SW 1/4

Section 13
Tomship 11 South, Range 39 East, W. M.
263.7

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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 12th day of July, 19 57.

LEWIS A. STANLEY

State Engineer

9
STATE OF OREGON
WATER WELL REPORT
 (as required by ORS 537.765)

RECEIVED

OCT 15 1993

WATER RESOURCES DEPARTMENT (START CARD) # 56608

Ginny POA 2

Malheur
2932

14S/39E/14C

(1) OWNER: Reservoir Land Co. Well Number U-367
 Name Star Route
 Address Star Route
 City Tronside State OR Zip 97908

SALEM, OREGON

(9) LOCATION OF WELL by legal description:
 County Malheur Latitude _____ Longitude _____
 Township 14 S or S. Range 39 E E or W. 14C
 Section 14 NW 1/4 SW 1/4
 Tax Lot _____ Lot _____ Block _____ Subdivision _____
 Street Address of Well (or nearest address) Star Rt

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

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

(4) PROPOSED USE:
 Domestic Community Industrial Irrigation
 Thermal Injection Other _____

(5) BORE HOLE CONSTRUCTION:
 Special Construction approval Yes No Depth of Completed Well 420 ft.
 Explosives used Yes No Type _____ Amount _____

(10) STATIC WATER LEVEL:
3 1/2 ft. below land surface. Date 10-1-93
 Artesian pressure _____ lb. per square inch. Date _____

HOLE SEAL

Diameter	From	To	Material	From	To	Amount
2 1/2	0	50	Cement	0	50	140
1 1/2	0	420	Grout	0	50	140

(11) WATER BEARING ZONES:

Depth at which water was first found _____

From	To	Estimated Flow Rate	SWL

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

(12) WELL LOG:
 Ground elevation _____

(6) CASING/LINER:

Diameter	From	To	Gauge	Steel	Plastic	Welded	Threaded
16"	0	420	3/32	<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"/>

Liner: _____

Material	From	To	SWL
We pulled 30ft of 12" casing out of the well & overran the well to 22" down to 50ft.			
We then then overran the hole to 11 1/2' down to 420 ft & cased to this depth. Cement grout was pumped from 90 ft to ground level.			
Our intent was to stabilize the well.			

Final location of shoe(s) _____
 (7) PERFORATIONS/SCREENS:
 Perforations Method Factory
 Screens Type _____ Material _____

From	To	Slot size	Number	Diameter	Total pipe size	Casing	Liner
50	420	3/32	200	1/8	16"	<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"/>

(8) WELL TESTS: Minimum testing time is 1 hour
 Pump Bailer Air Flowing Artesian
 Yield gal/min 700 Drawdown 201 ft Drill stem at _____ Time 1 hr
 _____ 8 hrs

Date started 9-3-93 Completed 10-1-93
 (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 _____

Temperature of Water 52° 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: _____

(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 Don McFife WWC Number 1485
 Date 10-7-93

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

WIALH Math
 2510 2510

POA 3

14s/39E/13a

(START CARD) # *15364*

(1) OWNER: Well Number: *1439B*
 Name: *Reservoir Land Co Inc.*
 Address: *PO Box 9*
 City: *Ironside* State: *ORE* Zip: *97708*

(9) LOCATION OF WELL by legal description:
 County: *Malheur* Latitude: _____ Longitude: _____
 Township: *14* North Range: *39* W, WM
 Section: *13* SW $\frac{1}{4}$ NE $\frac{1}{4}$
 Tax Lot: _____ Lot: _____ Block: _____ Subdivision: _____
 Street Address of Well (or nearest address): _____

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

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

(4) PROPOSED USE:
 Domestic Community Industrial Irrigation
 Thermal Injection Other _____

(5) BORE HOLE CONSTRUCTION:
 Special Construction approval Yes No Depth of Completed Well: *361* ft.
 Explosives used Yes No Type: _____ Amount: _____

HOLE		SEAL		Amount in pounds
Diameter	From To	Material	From To	
<i>16</i>	<i>0</i>	<i>40 cement grout</i>	<i>0</i>	<i>38</i>
<i>12</i>	<i>0</i>	<i>361</i>		

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

(6) CASING/LINER:

Casing/Liner	Diameter	From	To	Gauge	Steel		Plastic		Welded		Threaded	
					Yes	No	Yes	No	Yes	No	Yes	No
Casing:	<i>12</i>	<i>1</i>	<i>361</i>	<i>312</i>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
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"/>

Final location of shoe(s) *361*

(7) PERFORATIONS/SCREENS:

Perforations Method: *touch*
 Screens Type: _____ Material: _____

From	To	Slot size	Number	Diameter	Tela/pipe size	Casing	Liner
<i>40</i>	<i>361</i>	<i>6"</i>	<i>11</i>	<i>14</i>	<i>12</i>	<input checked="" 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
<i>550</i>	<i>170 ft</i>		<i>1 hr.</i>

Temperature of water *58° 64°* 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: _____

(10) STATIC WATER LEVEL:
13 ft. below land surface. Date: *6-7-90*
 Artesian pressure _____ lb. per square inch. Date: _____

(11) WATER BEARING ZONES:

Depth at which water was first found: _____

From	To	Estimated Flow Rate	SWL
RECEIVED BY OWNER DEC 12 2013			

(12) WELL LOG: EM OR Ground elevation _____

Material	From	To	SWL
<i>well was cased</i>			
<i>in to 295 ft</i>			
<i>so we pulled the</i>			
<i>Original casing &</i>			
<i>put down 321 ft</i>			
<i>of perforated casing</i>			
<i>with drive shoe &</i>			
<i>40 ft of solid casing</i>			
<i>& sealed well with</i>			
<i>cement (annular space)</i>			

Date started: *5-16* Completed: *6-7*

(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.
 WWC Number: _____
 Signed: _____ 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.
 WWC Number: *1485*
 Signed: *Jon W Fife* Date: *7-5-90*

POA 4

NC

Malh 015
Malh 015

14/39-13 bdd

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

RECEIVED WATER WELL REPORT **RECEIVED** DEC 9 1968

STATE OF OREGON STATE ENGINEER SALEM, OREGON (Please type or print name) STATE ENGINEER SALEM, OREGON (Do not write above this line)

Permit No. _____

(i) OWNER:

Name Carroll Lacey
Address Seaside Oregon

(2) TYPE OF WORK (check):

New Well Deepening Reconditioning Abandon

If abandonment, describe material and procedure in Item 12.

(3) TYPE OF WELL:

Rotary Driven
Cable Jetted
Dug Bored

(4) PROPOSED USE (check):

Domestic Industrial Municipal
Irrigation Test Well Other

CASING INSTALLED:

12" Diam. from 0 ft. to 30 ft. Gage 250
" Diam. from ft. to ft. Gage
" Diam. from ft. to ft. Gage

PERFORATIONS:

Perforated? Yes No.
Type of perforator used Factory
Size of perforations 1/4 in. by 4 in.
120 perforations from 19 ft. to 30 ft.
perforations from ft. to ft.

(7) SCREENS:

Well screen installed? Yes No
Manufacturer's Name
Type Model No.
Diam. Slot size Set from ft. to ft.
Diam. Slot size Set from ft. to ft.

(8) WATER LEVEL: Completed well.

Static level 12 ft. below land surface Date
A man pressure lbs. per square inch Date

(9) WELL TESTS:

Drawdown is amount water level is lowered below static level
Was a pump test made? Yes No If yes, by whom? Myself
Rate: 1500 gal./min. with 12.4 ft. drawdown after 5 hrs.

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

(10) CONSTRUCTION:

Well seal—Material used mead
Depth of seal 12 ft.
Diameter of well bore to bottom of seal 16 in.
Were any loose strata cemented off? Yes No Depth
Was a drive shoe used? Yes No
Did any strata contain unusable water? Yes No
Type of water? depth of strata
Method of sealing strata off
Was well gravel packed? Yes No Size of gravel:
Gravel placed from ft. to ft.

(11) LOCATION OF WELL:

County MALHEUR Driller's well number
" " Section T. R. W.M.
Bearing and distance from section or subdivision corner

(12) WELL LOG:

Diameter of well below casing 12
Depth drilled 360 ft. Depth of completed well 360 ft.

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

MATERIAL	From	To	SWL
fine yellow clay	0	15	
Coarse gravel	15	29	
fine sandy yellow clay	29	30	12
hard gravel	30	34	
Coarse yellow clay	34	106	
Med gravel	106	109	
yellow clay	109	310	
Coarse grey sh. l.	310	315	
agitation	315	320	
Accl.	320	360	

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Work started 9/20 1968 Completed 10/10 1968
Date well drilling machine moved off of well 10/10 1968

Drilling Machine Operator's Certification:
This well was constructed under my direct supervision. Materials used and information reported above are true to my best knowledge and belief.
[Signed] Winfield Page Date, 19.....
(Drilling Machine Operator)

Drilling Machine Operator's License No. 65

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 Wesley D. Humphreys (Type of print)
Address 365 N Marine Vale Ave
[Signed] Wesley D. Humphreys (Water Well Contractor)
Contractor's License No. 396 Date 12-2 1968

Please use a separate Part 5 for each water right being changed. See instructions on page 6, to copy and paste additional Part 5s, or to add additional rows to tables within the form.

CERTIFICATE # 46075

Description of Water Delivery System

System capacity: **0.51** cubic feet per second (cfs) OR
 _____ 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. **flood irrigation as described in addication maps.**

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)
POA 1	<input checked="" type="checkbox"/> Authorized <input type="checkbox"/> Proposed	MALH 018	14	S	39	E	9	SE	SE		150' N & 1270' W from the SE Corner, Sec 9
POA 2	<input type="checkbox"/> Authorized <input checked="" type="checkbox"/> Proposed	MALH 2932	14	S	39	E	14	NW	SW		2620' N & 0' E from the SW Corner, Sec 14
POA 5	<input type="checkbox"/> Authorized <input checked="" type="checkbox"/> Proposed		14	S	39	E	9	SE	SE		250' N & 1200' W from the SE Corner, Sec 9
	<input type="checkbox"/> Authorized <input type="checkbox"/> Proposed										

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

- Place of Use (POU)
- Character of Use (USE)
- Point of Diversion (POD)
- Additional Point of Diversion (APOD)
- Surface Water POD to Ground Water POA (SW/GW)
- Supplemental Use to Primary Use (S to P)
- Point of Appropriation/Well (POA)
- Additional Point of Appropriation (APOA)
- Substitution (SUB)
- Government Action POD (GOV)

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

- Yes Complete only the Proposed ("to" or "on" 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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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: **1550.**



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://apps.wrd.state.or.us/apps/gw/well_log/Default.aspx

AND/OR

Describe the construction of the authorized and proposed well(s) in Table 3 for any wells that do not have a well log. For *proposed wells not yet constructed or built*, provide “a best estimate” for each requested information element in the table. The Department recommends you consult a licensed well driller, geologist, or certified water right examiner to assist with assembling the information necessary to complete Table 3.

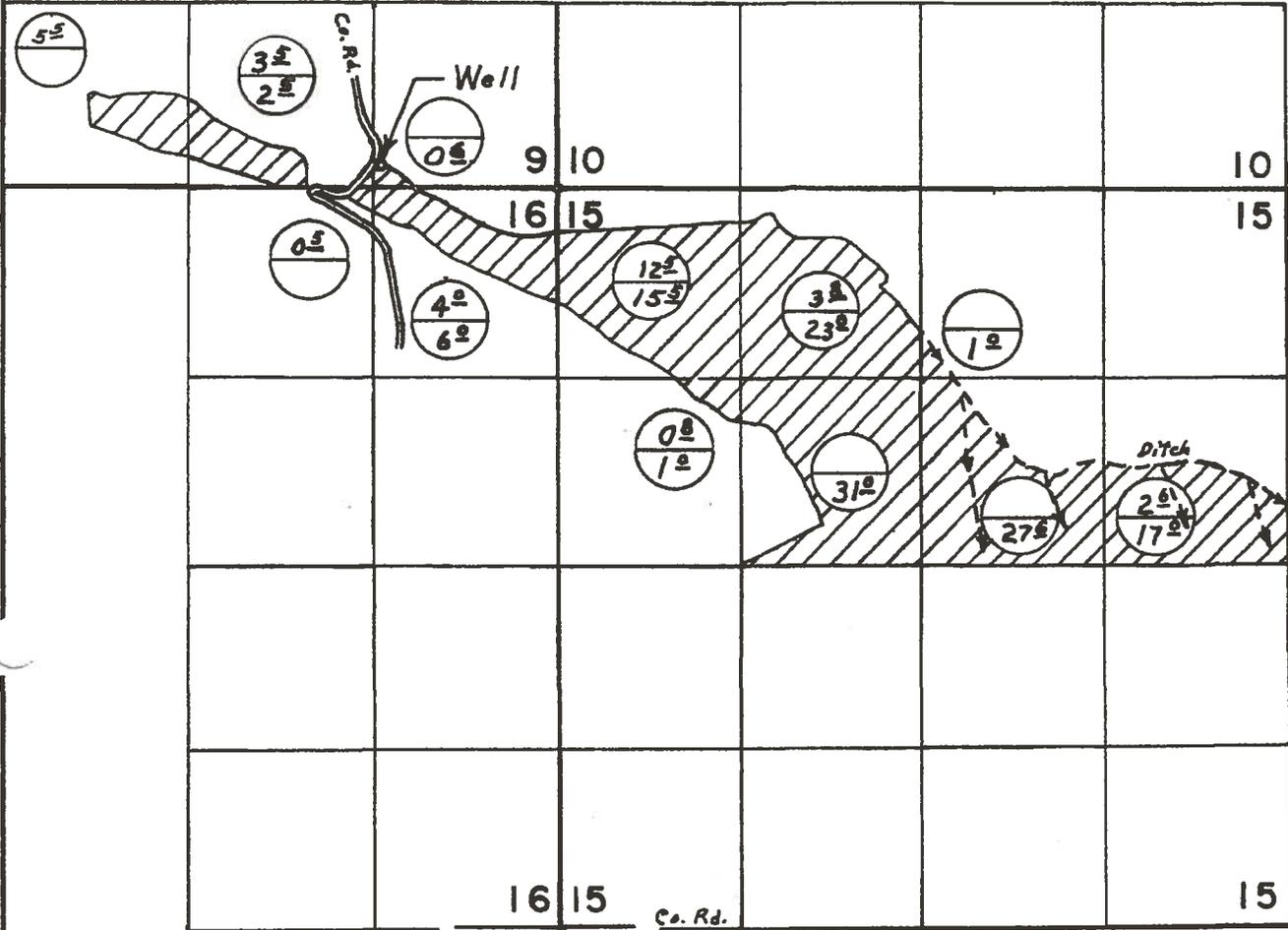
Table 3. Construction of Point(s) of Appropriation

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 the information will delay the processing of your transfer application until it is received. The information is necessary for the department to assess whether the proposed well(s) will access the same source aquifer as the authorized point(s) of appropriation (POA). The Department is prohibited by law from approving POA changes that do not access the same source aquifer.

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
POA #5	NO		500	14"	20'	60'			ALUVIAL	1000 GPM

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T.14 S. R.39 E. W.M.



Well located 150' N. & 1270' W. from S.E. Corner Section 9

Primary
Supplemental



FINAL PROOF SURVEY
UNDER

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DEC 12 2013

Application No. G-6304 Permit No. G-5926
IN NAME OF

SALEM, OR

CHARLES McCOY

Surveyed April 28, 1976., by L. E. Gould.

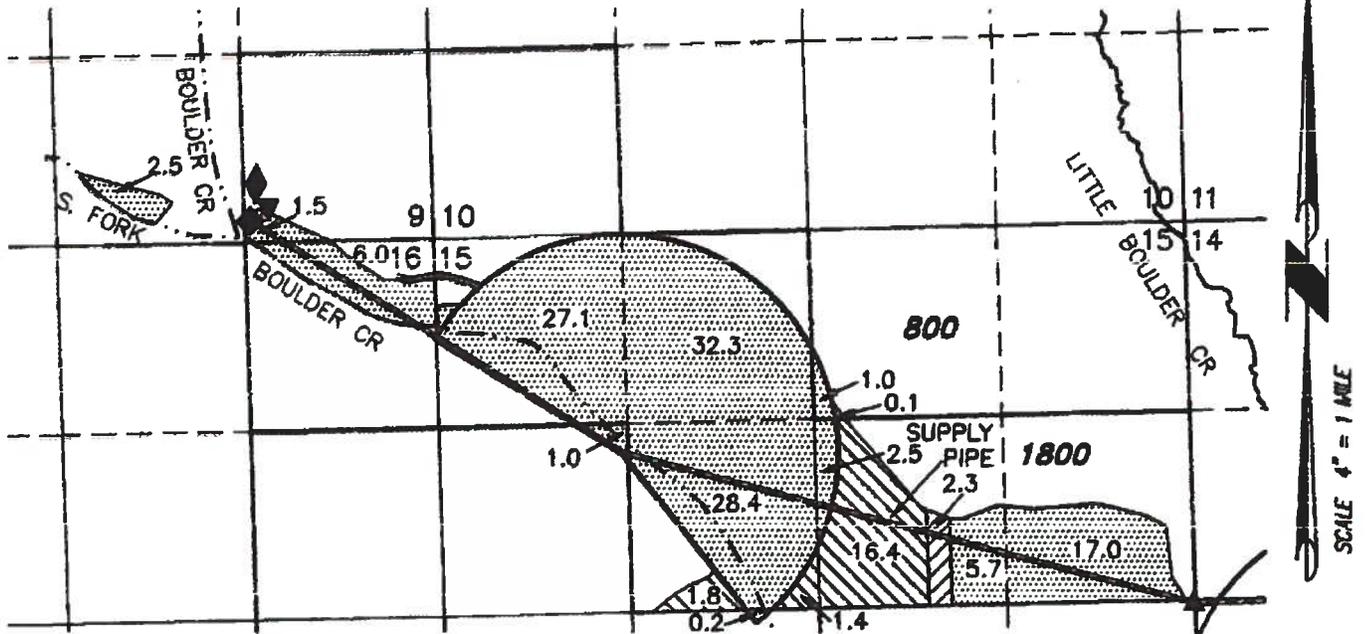
**TRANSFER MAP TO ACCOMPANY
APPLICATION TO ADD POINTS OF
APPROPRIATION AND CHANGE PLACE
OF USE FOR
WILKS RANCH OREGON LIMITED**

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DEC 12 2013

TAX LOTS 800, 1800, & 2200
IN TOWNSHIP 14 SOUTH, RANGE 39 EAST, W.M.
MALHEUR COUNTY, OREGON

SALEM, OR



- ◆ EXISTING POA 1 (MCCOY) MALH 018 IS LOCATED IN THE SE 1/4 SE 1/4 SECTION 9, T13S R39E, W.M. LOCATED 150 FEET NORTH AND 1270 FEET WEST FROM THE SOUTHEAST CORNER OF SECTION 9.
- ▼ PROPOSED POA 5 (BEAM) NOT CONSTRUCTED IS LOCATED 230 FEET NORTH AND 1200 FEET WEST FROM THE SE CORNER SECTION 9.
- ◆ SYSTEM BULGE - 700 FT X 100 FT 6 FT DEEP OPEN POND

- ▲ PROPOSED POA 2 (GINNY) MALH 2932 IS LOCATED IN THE NW 1/4 SW 1/4 SECTION 14, T14S R39E, W.M. LOCATED 2620 FEET NORTH AND 0 FEET EAST FROM THE SOUTHWEST CORNER OF SECTION 14.

125.2 ACRES SUPPLEMENTAL RIGHTS FROM CERTIFICATE #46075 (G-5926 1973), AS SHOWN.

2.3 ACRES PRIMARY RIGHTS DIMINISHED TO SUPPLEMENTAL FROM CERTIFICATE #46075 (G-5926 1973), AS SHOWN.

19.7 ACRES PRIMARY RIGHTS FROM CERTIFICATE #46075 (G-5926 1973), AS SHOWN.



RENEWAL DATE: 12/31/2014

THIS MAP IS FOR THE PURPOSE OF LOCATING A WATER RIGHT ONLY AND HAS NO INTENT TO PROVIDE LEGAL DIMENSIONS OR THE LOCATION OF PROPERTY LINES.

PROJECT No. 13-006

PREPARED AT THE REQUEST OF:
WILKS RANCH OREGON LTD.
4945 WILLOW CREEK ROAD
IRONSIDE, OR 97908



**ALL POINTS ENGINEERING
& SURVEYING, INC.**

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(541) 549-5833 PH
(541) 585-4602 FX
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STATE OF OREGON

COUNTY OF

MALHEUR

CERTIFICATE OF WATER RIGHT

This Is to Certify, That CHARLES MCCOY

of Ironside, State of Oregon, 97908, has made proof to the satisfaction of the Water Resources Director, of a right to the use of the waters of McCoy Well

a tributary of Boulder Creek for the purpose of irrigation of 22.0 acres and supplemental irrigation of 125.2 acres

under Permit No. G-5926 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 September 24, 1973

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 0.51 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 SE 1/4 SE 1/4, Section 9, T. 14 S., R. 39 E., W. M., 150 feet North and 1270 feet West from the SE corner of Section 9.

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 one-eightieth of one cubic foot per second per acre, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 3 acre feet per acre for each acre irrigated during the irrigation season of each year,

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

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SALEM, OR

Primary

2.6 acres SE $\frac{1}{4}$ NE $\frac{1}{4}$
3.8 acres NE $\frac{1}{4}$ NW $\frac{1}{4}$
12.6 acres NW $\frac{1}{4}$ NW $\frac{1}{4}$
0.8 acres SW $\frac{1}{4}$ NW $\frac{1}{4}$
Section 15

2.3 acres NE $\frac{1}{4}$ NE $\frac{1}{4}$
Section 16
T. 14 S., R. 39 E., W. M.

Supplemental

2.6 acres SW $\frac{1}{4}$ SE $\frac{1}{4}$
0.6 acre SE $\frac{1}{4}$ SE $\frac{1}{4}$
Section 9

1.0 acre NW $\frac{1}{4}$ NE $\frac{1}{4}$
27.6 acres SW $\frac{1}{4}$ NE $\frac{1}{4}$
17.0 acres SE $\frac{1}{4}$ NE $\frac{1}{4}$
23.0 acres NE $\frac{1}{4}$ NW $\frac{1}{4}$
15.6 acres NW $\frac{1}{4}$ NW $\frac{1}{4}$
1.0 acre SW $\frac{1}{4}$ NW $\frac{1}{4}$
31.0 acres SE $\frac{1}{4}$ NW $\frac{1}{4}$
Section 15

6.0 acres NE $\frac{1}{4}$ NE $\frac{1}{4}$
Section 16
T. 14 S., R. 39 E., W. M.

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SALEM, OR

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. July 7, 1978


Water Resources Director

Recorded in State Record of Water Right Certificates, Volume 38 , page 46075

Please use a separate Part 5 for each water right being changed. See instructions on page 6, to copy and paste additional Part 5s, or to add additional rows to tables within the form.

CERTIFICATE # 1582

Description of Water Delivery System

System capacity: 4.29/2.15 cubic feet per second (cfs) OR
 _____ 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. _____

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)
POD #3	<input checked="" type="checkbox"/> Authorized <input type="checkbox"/> Proposed		14 S	39 E	13	SE SW		550' N & 4300' W from the SE Corner, Sec 13
POD #4	<input checked="" type="checkbox"/> Authorized <input type="checkbox"/> Proposed		14 S	39 E	13	SE SW		500' N & 3800' W from the SE Corner, Sec 13
POD #5	<input checked="" type="checkbox"/> Authorized <input type="checkbox"/> Proposed		14 S	39 E	13	NW SE		1650' N & 1600' W from the SE Corner, Sec 13
POD #2	<input type="checkbox"/> Authorized <input checked="" type="checkbox"/> Proposed		14 S	39 E	15	SE SE		1210' N & 680' W from the SE Corner, Sec 15

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 checked="" 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?

- Yes Complete only the Proposed ("to" or "on" 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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Please use and attach additional pages of Table 2 as needed.
See page 6 for instructions.

Do you have questions about how to fill-out the tables?
Contact the Department at 503-986-0900 and ask for Transfer Staff.

Table 2. Description of Changes to Water Right Certificate # 1582

List the change proposed for the acreage in each 1/4 1/4. If more than one change is proposed, specify the acreage associated with each change.
If there is more than one POD/POA involved in the proposed changes, specify the acreage associated with each POD/POA.

AUTHORIZED (the "from" or "off" lands) The listing that appears on the certificate BEFORE PROPOSED CHANGES List only that part or portion of the water right that will be changed.										PROPOSED (the "to" or "on" lands) The listing as it would appear AFTER PROPOSED CHANGES are made.											
Twp	Rng	Sec	1/4 1/4	Tax Lot	Gvt Lot or DLC	Acre	Type of USE listed on Certificate	POD(s) or POA(s) (name or number from Table 1)	Priority Date	Twp	Rng	Sec	1/4 1/4	Tax Lot	Gvt Lot or DLC	Acre	New Type of USE	POD(s) to be used (from Table 1)	Priority Date		
EXAMPLE																					
2	S	9	E	15	NE	NW	100														
						15.0	Irrigation	POD #1 POD #2	1901	2	S	9	E	1	NW	NW	500	1	10.0	POD #5	1901
										2	S	9	E	2	SW	NW	500		5.0	POD #6	1901
										14	S	39	E	13	SW	NE	2000		18.3	POD #2	1880
										14	S	39	E	13	SE	NE	2000		10.7	POD #2	1880
										14	S	39	E	13	SE	NW	300		0.8	POD #2	1880
										14	3	39	E	13	NE	SW	2000		29.6	POD #2	1800
										14	S	39	E	13	SE	SW	2000		17.7	POD #2	1880
										14	S	39	E	13	NE	SE	2000		28.7	POD #2	1880
										14	S	39	E	13	NW	SE	2000		36.7	POD #2	1880
										14	S	39	E	13	SW	SE	2000		6.7	POD #2	1880
										14	S	39	E	13	SE	SE	2000		7.3	POD #2	1880
										14	S	39	E	13	SE	NE	2000		6.6	POD #2	1885
TOTAL ACRES:																163.1					

Additional remarks: _____.

Please use and attach additional pages of Table 2 as needed.
See page 6 for instructions.

Do you have questions about how to fill-out the tables?
Contact the Department at 503-986-0900 and ask for Transfer Staff.

Table 2. Description of Changes to Water Right Certificate # 1582

List the change proposed for the acreage in each 1/4 1/4. If more than one change is proposed, specify the acreage associated with each change. If there is more than one POD/POA involved in the proposed changes, specify the acreage associated with each POD/POA.

AUTHORIZED (the "from" or "off" lands)										PROPOSED (the "to" or "on" lands)												
The listing that appears on the certificate BEFORE PROPOSED CHANGES										The listing as it would appear AFTER PROPOSED CHANGES												
List only that part or portion of the water right that will be changed.										are made.												
Twp	Rng	Sec	1/4	1/4	Tax Lot	Gvt Lot or DLC	Acre	Type of USE listed on Certificate	POD(s) or POA(s) (name or number from Table 1)	Priority Date	Twp	Rng	Sec	1/4	1/4	Tax Lot	Gvt Lot or DLC	Acre	New Type of USE	POD(s)/ POA(s) to be used (from Table 1)	Priority Date	
EXAMPLE																						
2	S	9	E	15	NW	100	15.0	Irrigation	POD #1 POD #2	1901	2	S	9	E	1	NW	NW	500	1	10.0	POD #5	1901
											2	S	9	E	2	SW	NW	500		5.0	POD #6	1901
											14	S	39	E	13	NE	SE	2000		8.4	POD #2	1885
TOTAL ACRES:											TOTAL ACRES:										8.4	

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Additional remarks: **Page 2.**

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: 44770.



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 # _____.

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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://apps.wrd.state.or.us/apps/gw/well_log/Default.aspx

AND/OR

- Describe the construction of the authorized and proposed well(s) in Table 3 for any wells that do not have a well log. For *proposed wells not yet constructed or built*, provide “a best estimate” for each requested information element in the table. The Department recommends you consult a licensed well driller, geologist, or certified water right examiner to assist with assembling the information necessary to complete Table 3.

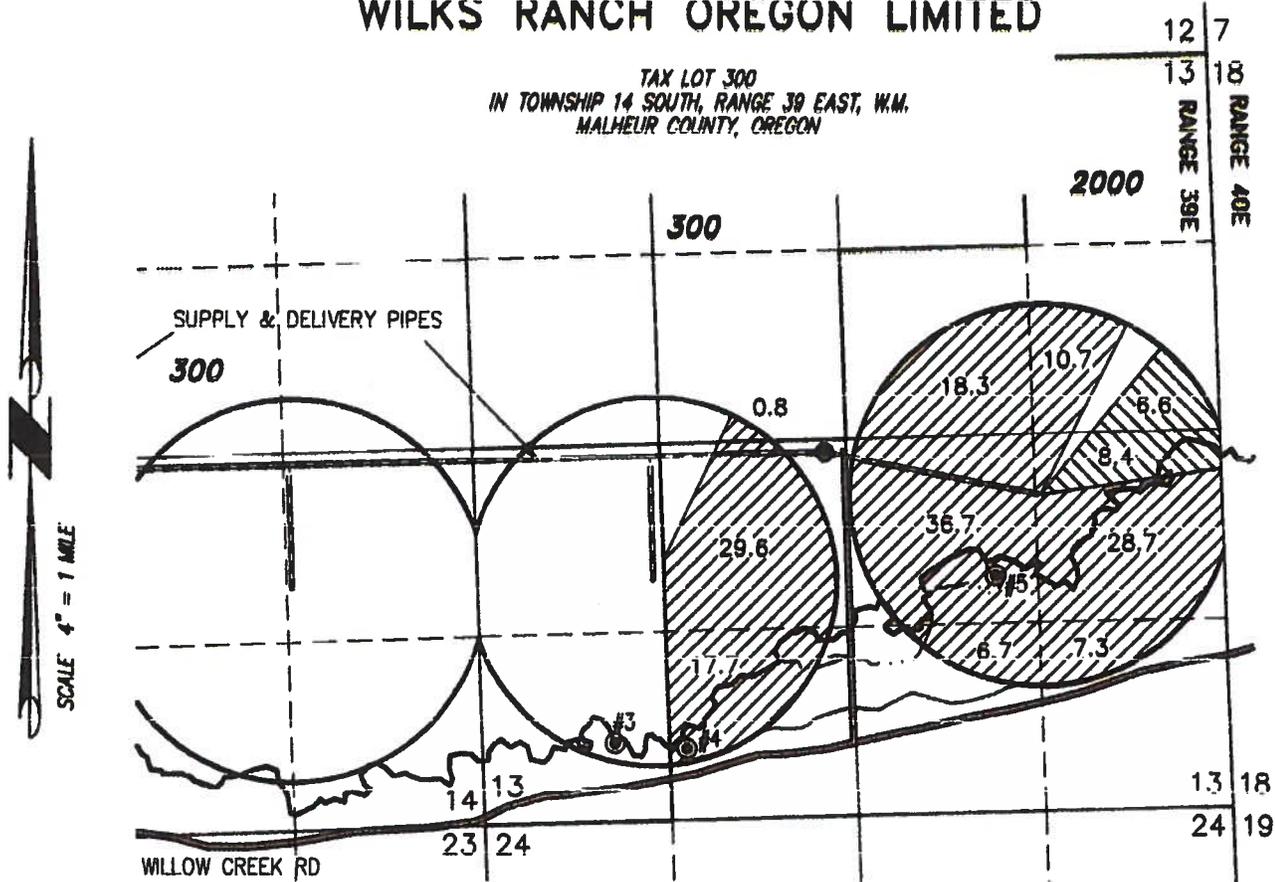
Table 3. Construction of Point(s) of Appropriation

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 the information will delay the processing of your transfer application until it is received. The information is necessary for the department to assess whether the proposed well(s) will access the same source aquifer as the authorized point(s) of appropriation (POA). The Department is prohibited by law from approving POA changes that do not access the same source aquifer.

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

TRANSFER MAP TO ACCOMPANY APPLICATION TO CHANGE POINT OF DIVERSION AND PLACE OF USE FOR WILKS RANCH OREGON LIMITED

TAX LOT 300
IN TOWNSHIP 14 SOUTH, RANGE 39 EAST, W.M.
MALHEUR COUNTY, OREGON



156.5 ACRES PRIMARY RIGHTS FROM CERTIFICATE #1582 (1880) AS SHOWN.



15.0 ACRES PRIMARY RIGHTS FROM CERTIFICATE #1582 (1885) AS SHOWN.

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RENEWAL DATE: 12/31/2014

THIS MAP IS FOR THE PURPOSE OF LOCATING A WATER RIGHT ONLY AND HAS NO INTENT TO PROVIDE LEGAL DIMENSIONS OR THE LOCATION OF PROPERTY LINES.



SYSTEM BULGE - 700 FT X 100 FT 6 FT DEEP OPEN POND



#1 POD IS LOCATED IN THE SW 1/4 SE 1/4 SECTION 15, T14S R39E, W.M. LOCATED 970 FEET NORTH AND 1885 FEET WEST FROM THE SOUTHEAST CORNER OF SECTION 15.



#2 POD IS LOCATED IN THE SE 1/4 SE 1/4 SECTION 15, T14S R39E, W.M. LOCATED 1210 FEET NORTH AND 680 FEET WEST FROM THE SOUTHEAST CORNER OF SECTION 15.



#3 POD IS LOCATED IN THE SW 1/4 SW 1/4 SECTION 13, T14S R39E, W.M. LOCATED 550 FEET NORTH AND 4300 FEET WEST FROM THE SOUTHEAST CORNER OF SECTION 13.



#4 POD IS LOCATED IN THE SE 1/4 SW 1/4 SECTION 13, T14S R39E, W.M. LOCATED 500 FEET NORTH AND 3800 FEET WEST FROM THE SOUTHEAST CORNER OF SECTION 13.



#5 POD IS LOCATED IN THE NW 1/4 SE 1/4 SECTION 13, T14S R39E, W.M. LOCATED 1650 FEET NORTH AND 1600 FEET WEST FROM THE SOUTHEAST CORNER OF SECTION 13.

PROJECT No. 13-006

PREPARED AT THE REQUEST OF:

WILKS RANCH OREGON LTD.
4945 WILLOW CREEK ROAD
IRONSIDE, OR 97908

**ALL POINTS ENGINEERING
& SURVEYING, INC.**



P.O. BOX 767 (CRR)
TERREBONNE, OREGON 97760
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(541) 585-4602 FX
www.APEandS.com

STATE OF OREGON

WATER DIVISION NO. 2 COUNTY OF MALHEUR

CERTIFICATE OF WATER RIGHT

(For Rights which have been confirmed by the Courts)

This is to Certify, That RANSON BEERS of Malheur City State of Oregon has a right to the use of the waters of Willow Creek, a tributary of Malheur River, Crow Creek and Lost Watch Creek and Norman Basin Creek, tributary to Willow Creek,

for the purpose of the irrigation of 96 acres of land, domestic, stock and mining

and that said right has been confirmed by decree of the Circuit Court of the State of Oregon for Malheur County, and the said decree entered of record at Salem, in the Order Record of the STATE WATER BOARD of the State of Oregon, in Volume 3, at page 256; that the priority of the right hereby confirmed dates from the year 1879 for the irrigation of 96 acres from Willow Creek; 1863 for 2,00 sec. ft. for mining from Norman Basin Creek and 1865 for 1,00 sec. ft. for mining from Crow Creek and Lost Watch Creek,

that the amount of water to which such right is entitled and hereby confirmed for the purpose aforesaid, is limited to an amount actually beneficially used for said purposes, and shall not exceed 3 sec. ft. for mining and a rate of flow for irrigation of 2.15 sec. ft. from April 1st to May 1st and 1.08 sec. ft. from May 1st to September 1st of each year, or the equivalent in case of rotation; the total quantity diverted during each irrigation season not to exceed 250 acre feet.

A description of the lands irrigated under such right, and to which the water hereby confirmed is appurtenant, or, if for other purposes, the place where such water is put to beneficial use, is as follows: 18.5 acres in SW 1/4 of Section 13, 10.5 acres in NE 1/4 of Section 13, 5 acres in SW 1/4 of Section 13, 2 acres in NW 1/4 of Section 14, Tp. 14 S. R. 41 E. W. M., in Malheur County, Oregon.

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

WITNESS the seal and signature of the State Water Board, affixed this 11th day

of June 19 17. STATE WATER BOARD

(SEAL OF STATE WATER BOARD)

By JOHN E. LEWIS State Engineer, President

Attest: M. F. MERS Secretary

Recorded in State Record of Water Right Certificates, Volume 3, page 1552.

Please use a separate Part 5 for each water right being changed. See instructions on page 6, to copy and paste additional Part 5s, or to add additional rows to tables within the form.

CERTIFICATE # 44017

Description of Water Delivery System

System capacity: 1.73/0.87 cubic feet per second (cfs) OR
 _____ 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. **flood irrigation as described in adjudication maps**

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)
POD #1	<input checked="" type="checkbox"/> Authorized <input type="checkbox"/> Proposed		14 S	39 E	15	SW	SE		970' N & 1885' W from the SE Corner, Sec 15
POD #2	<input checked="" type="checkbox"/> Authorized <input type="checkbox"/> Proposed		14 S	39 E	15	SE	SE		1210' N & 680' W from the SE Corner, Sec 15
	<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):

- Place of Use (POU) Supplemental Use to Primary Use (S to P)
- Character of Use (USE) Point of Appropriation/Well (POA)
- Point of Diversion (POD) Additional Point of Appropriation (APOA)
- Additional Point of Diversion (APOD) Substitution (SUB)
- Surface Water POD to Ground Water POA (SW/GW) Government Action POD (GOV)

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

- Yes Complete only the Proposed ("to" or "on" 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, OR

Please use and attach additional pages of Table 2 as needed.
See page 6 for instructions.

Do you have questions about how to fill-out the tables?
Contact the Department at 503-986-0900 and ask for Transfer Staff.

Table 2. Description of Changes to Water Right Certificate # 44017

List the change proposed for the acreage in each 1/4 1/4. If more than one change is proposed, specify the acreage associated with each change.
If there is more than one POD/POA involved in the proposed changes, specify the acreage associated with each POD/POA.

AUTHORIZED (the "from" or "off" lands) The listing that appears on the certificate BEFORE PROPOSED CHANGES List only that part or portion of the water right that will be changed.										PROPOSED (the "to" or "on" lands) The listing as it would appear AFTER PROPOSED CHANGES are made.														
Twp	Rng	Sec	1/4	1/4	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	1/4	1/4	Tax Lot	Gvt Lot or DLC	Acres	New Type of USE	POD(s) to be used (from Table 1)	Priority Date			
EXAMPLE																								
2	S	9	E	15	NW	100	15.0	Irrigation	POD #1 POD #2	1901	2	S	9	E	1	NW	NW	500	1	10.0	POD #5	1901		
											2	S	9	E	2	SW	NW	500		5.0	POD #6	1901		
											14	S	39	E	13	SW	NW	300		5.0	POD # 1 & 2	1885		
											14	S	39	E	13	NW	SW	300		40.0	POD # 1 & 2	1885		
											14	S	39	E	13	SW	SW	300		24.0	POD # 1 & 2	1885		
																					TOTAL ACRES:			
																					TOTAL ACRES:		69.0	

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Additional remarks: _____

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: C# 22866 & 44770.



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://apps.wrd.state.or.us/apps/gw/well_log/Default.aspx

AND/OR

Describe the construction of the authorized and proposed well(s) in Table 3 for any wells that do not have a well log. For *proposed wells not yet constructed or built*, provide “a best estimate” for each requested information element in the table. The Department recommends you consult a licensed well driller, geologist, or certified water right examiner to assist with assembling the information necessary to complete Table 3.

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 the information will delay the processing of your transfer application until it is received. The information is necessary for the department to assess whether the proposed well(s) will access the same source aquifer as the authorized point(s) of appropriation (POA). The Department is prohibited by law from approving POA changes that do not access the same source aquifer.

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

23 ac

29 ac 17 ac

Certificate #44017 - FROM"
T 14 S, R 39 E

7 1/2 CR

Hawc

N

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10 1/2

16

23

24

28

19

20 1/2

40

5 1/2

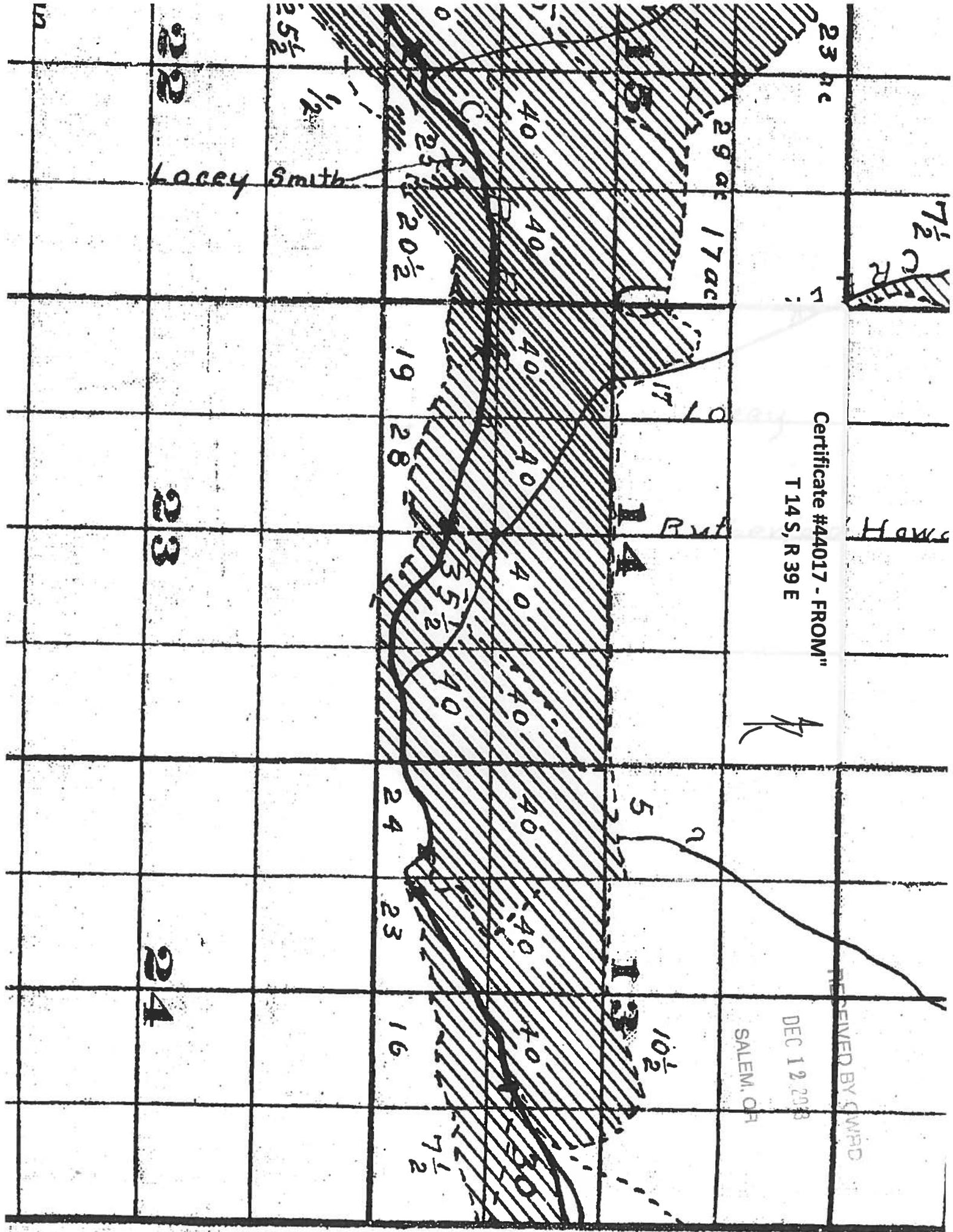
Lacey Smith

23

24

22

21



TRANSFER MAP TO ACCOMPANY APPLICATION TO CHANGE POINT OF DIVERSION AND PLACE OF USE FOR WILKS RANCH OREGON LIMITED

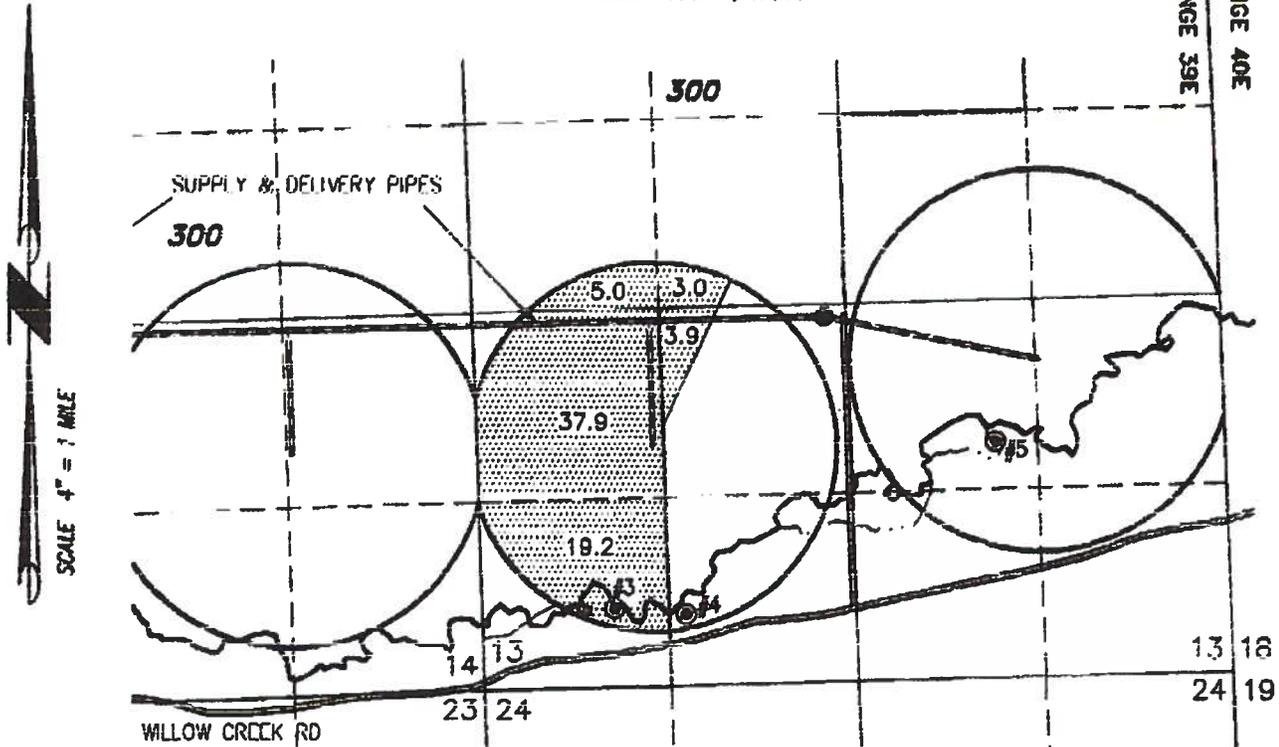
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SALEM, OR

TAX LOT 300
IN TOWNSHIP 14 SOUTH, RANGE 39 EAST, W.M.
MALHEUR COUNTY, OREGON

12 7
13 18
RANGE 39E
RANGE 40E



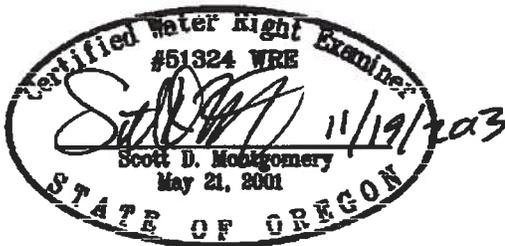
69.0 ACRES PRIMARY RIGHTS FROM CERTIFICATE
#44017 (1885) AS SHOWN.



SYSTEM BULGE - 700 FT X 100 FT 6 FT DEEP OPEN POND

THIS MAP IS FOR THE PURPOSE OF LOCATING A WATER
RIGHT ONLY AND HAS NO INTENT TO PROVIDE LEGAL
DIMENSIONS OR THE LOCATION OF PROPERTY LINES.

- ① #1 POD IS LOCATED IN THE SW 1/4 SE 1/4 SECTION 15, T14S R39E, W.M. LOCATED 970 FEET NORTH AND 1885 FEET WEST FROM THE SOUTHEAST CORNER OF SECTION 15.
- ② #2 POD IS LOCATED IN THE SE 1/4 SE 1/4 SECTION 15, T14S R39E, W.M. LOCATED 1210 FEET NORTH AND 690 FEET WEST FROM THE SOUTHEAST CORNER OF SECTION 15.
- ③ #3 POD IS LOCATED IN THE SW 1/4 SW 1/4 SECTION 13, T14S R39E, W.M. LOCATED 550 FEET NORTH AND 4300 FEET WEST FROM THE SOUTHEAST CORNER OF SECTION 13.
- ④ #4 POD IS LOCATED IN THE SE 1/4 SW 1/4 SECTION 13, T14S R39E, W.M. LOCATED 500 FEET NORTH AND 3800 FEET WEST FROM THE SOUTHEAST CORNER OF SECTION 13.
- ⑤ #5 POD IS LOCATED IN THE NW 1/4 SE 1/4 SECTION 13, T14S R39E, W.M. LOCATED 1650 FEET NORTH AND 1600 FEET WEST FROM THE SOUTHEAST CORNER OF SECTION 13.



RENEWAL DATE: 12/31/2014

PROJECT No. 13-006

PREPARED AT THE REQUEST OF:

WILKS RANCH OREGON LTD.
4945 WILLOW CREEK ROAD
IRONSIDE, OR 97908

**ALL POINTS ENGINEERING
& SURVEYING, INC.**



P.O. BOX 767
TERREBONNE, OREGON 97760
(541) 548-5833 PH
(541) 585-4602 FX
www.APEandS.com

STATE OF OREGON

COUNTY OF MALHEUR

CERTIFICATE OF WATER RIGHT

This Is to Certify, That LOCEY AND SON

of Ironside, State of Oregon, 97908, has a right to the use of the waters of Willow Creek

a tributary of Malheur River for the purpose of irrigation of 69.0 acres, domestic use, and stock use

and that said right has been confirmed by decree of the Circuit Court of the State of Oregon for Malheur County, and the said decree entered of record at Salem, in the Order Record of the WATER RESOURCES DIRECTOR, in Volume 3, at page 258; that the priority of the right thereby confirmed dates from 1885;

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 a rate of flow of 1.73 sec. ft. from April 1st to May 1st and 0.87 sec. ft. from May 1st to September 1st of each year, or the equivalent in case of rotation; the total quantity diverted during each irrigation season not to exceed 207 acre feet.

The point of diversion is located in the SW 1/4 SE 1/4, Section 15, T. 14 S., R. 39 E., W. M., 970 feet North and 1885 feet West; 1210 feet North and 680 feet West, both from the SE Corner of Section 15.

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

- 5.0 acres SW 1/4 NW 1/4
40.0 acres NW 1/4 SW 1/4
24.0 acres SW 1/4 SW 1/4
Section 13
T. 14 S., R. 39 E., W. M.

This certificate is issued to confirm a change in point of diversion approved by an order of the State Engineer entered March 9, 1967 as well as to describe that portion of the water right confirmed by the prior certificate recorded at Page 1613, Volume 2, State Record of Water Right Certificates, NOT modified by the provisions of the same order approving transfer application No. L-76.

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

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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, 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 November 23, 19 76.

James E. Severson Water Resources Director

Recorded in State Record of Water Right Certificates, Volume 36, page 44017

Part 5 of 5 – Water Right Information

Please use a separate Part 5 for each water right being changed. See instructions on page 6, to copy and paste additional Part 5s, or to add additional rows to tables within the form.

CERTIFICATE # 1550

Description of Water Delivery System

System capacity: 3.22/1.61 cubic feet per second (cfs) OR
 _____ 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. **FLOOD IRRIGATION AS PER ADJUDICATED MAPS**

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)	
POD #1	<input checked="" type="checkbox"/> Authorized <input type="checkbox"/> Proposed		14	S	39	E	SE SW	1800	600' N & 80' W from the S¼ Corner, Sec 9.
	<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"/> Character of Use (USE)
<input type="checkbox"/> Point of Diversion (POD)
<input type="checkbox"/> Additional Point of Diversion (APOD)
<input type="checkbox"/> Surface Water POD to Ground Water POA (SW/GW) | <input type="checkbox"/> Supplemental Use to Primary Use (S to P)
<input type="checkbox"/> Point of Appropriation/Well (POA)
<input type="checkbox"/> Additional Point of Appropriation (APOA)
<input type="checkbox"/> Substitution (SUB)
<input type="checkbox"/> Government Action POD (GOV) |
|---|---|

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

- Yes Complete only the Proposed (“to” or “on” 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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Please use and attach additional pages of Table 2 as needed.
See page 6 for instructions.

Do you have questions about how to fill-out the tables?
Contact the Department at 503-986-0900 and ask for Transfer Staff.

Table 2. Description of Changes to Water Right Certificate # 1550

List the change proposed for the acreage in each 1/4 1/4. If more than one change is proposed, specify the acreage associated with each change. If there is more than one POD/POA involved in the proposed changes, specify the acreage associated with each POD/POA.

AUTHORIZED (the "from" or "off" lands) The listing that appears on the certificate BEFORE PROPOSED CHANGES List only that part or portion of the water right that will be changed.										PROPOSED (the "to" or "on" lands) The listing as it would appear AFTER PROPOSED CHANGES are made.											
Twp	Rng	Sec	1/4 1/4	Tax Lot	Gvt Lot or DLC	Acreage	Type of USE listed on Certificate	POD(s) or POA(s) (name or number from Table 1)	Priority Date	Twp	Rng	Sec	1/4 1/4	Tax Lot	Gvt Lot or DLC	Acreage	New Type of USE	POD(s) to be used (from Table 1)	Priority Date		
EXAMPLE																					
2	S	9	E	15	NW	100	Irrigation	POD #1 POD #2	1901	2	S	9	E	1	NW	NW	500	1	10.0	POD #5	1901
										2	S	9	E	2	SW	NW	500		5.0	POD #6	1901
										14	S	39	E	9	SW	SE	1800		2.5	POD #1	1905
										14	S	39	E	9	SE	SE	1800		1.5	POD #1	1890
										14	S	39	E	16	NE	NE	1800		6.0	POD #1	1890
										14	S	39	E	15	NE	NW	1800		21.5	POD #1	1881
										14	S	39	E	15	NW	NW	1800		27.1	POD #1	1881
										14	S	39	E	15	SW	NW	2200		1.0	POD #1	1881
										14	S	39	E	15	SE	NW	1800		0.4	POD #1	1881
										14	S	39	E	15	NW	NE	800		1.0	POD #1	1890
										14	S	39	E	15	SW	NE	1800		10.0	POD #1	1890
										14	S	39	E	15	SE	NW	1800		10.8	POD #1	1890
TOTAL ACRES:										TOTAL ACRES:											
										81.8											

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Additional remarks: _____

Please use and attach additional pages of Table 2 as needed.
See page 6 for instructions.

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Twp	Rng	Sec	1/4	1/4	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	1/4	1/4	Tax Lot	Gvt Lot or DLC	Acres	New Type of USE	POD(s) to be used (from Table 1)	Priority Date	
EXAMPLE																						
2	S	9	E	15	NW	100	15.0	Irrigation	POD #1 POD #2	1901	2	S	9	E	1	NW	NW	500	1	10.0	POD #5	1901
											2	S	9	E	2	SW	NW	500		5.0	POD #6	1901
											14	S	39	E	15	SE	NW	1800		28.0	POD #1	1890
											14	S	39	E	15	NE	SW	2200		0.2	POD #1	1890
											14	S	39	E	15	SW	NE	1800		0.5	POD #1	1907
											14	S	39	E	15	SE	NE	1800		17.0	POD #1	1907
										TOTAL ACRES: 45.7												

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Additional remarks: **Page 2.**

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: C# 46075.



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://apps.wrd.state.or.us/apps/gw/well_log/Default.aspx

AND/OR

Describe the construction of the authorized and proposed well(s) in Table 3 for any wells that do not have a well log. For *proposed wells not yet constructed or built*, provide “a best estimate” for each requested information element in the table. The Department recommends you consult a licensed well driller, geologist, or certified water right examiner to assist with assembling the information necessary to complete Table 3.

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 the information will delay the processing of your transfer application until it is received. The information is necessary for the department to assess whether the proposed well(s) will access the same source aquifer as the authorized point(s) of appropriation (POA). The Department is prohibited by law from approving POA changes that do not access the same source aquifer.

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

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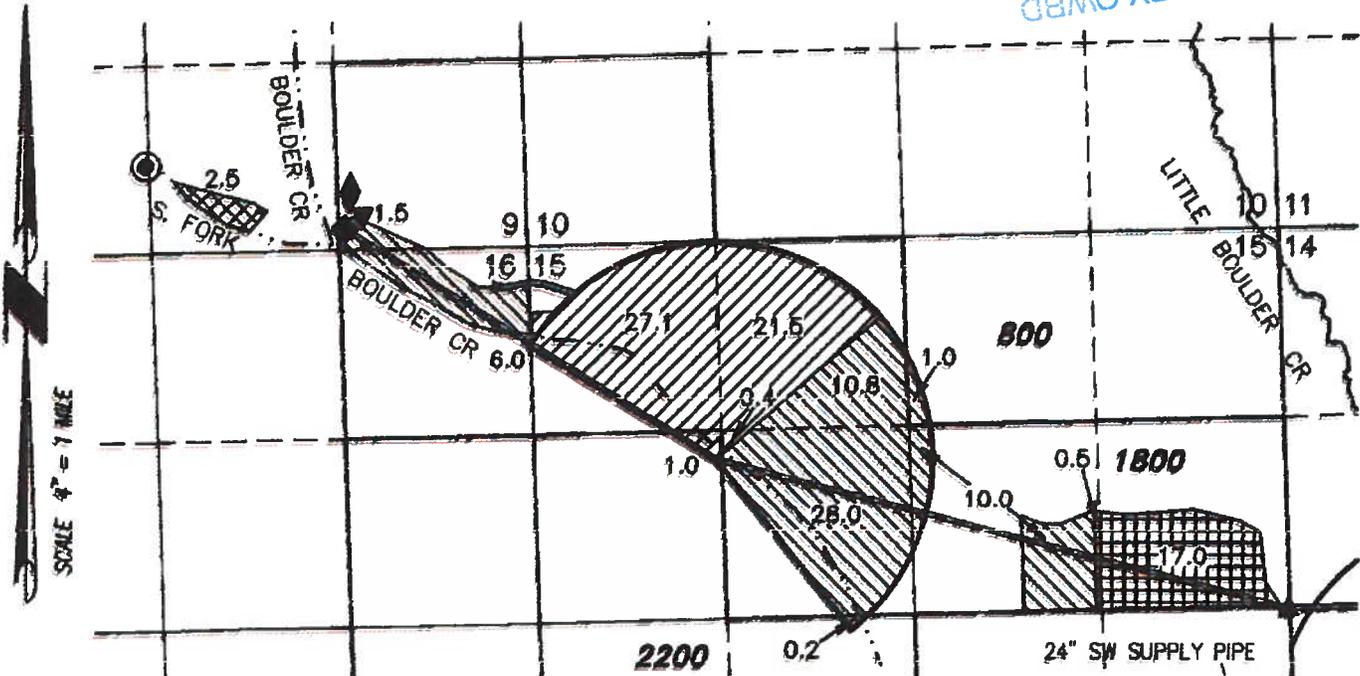
TRANSFER MAP TO ACCOMPANY APPLICATION TO CHANGE PLACE OF USE FOR WILKS RANCH OREGON LIMITED

SALEM, OR

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TAX LOTS 800, 1800, & 2200
IN TOWNSHIP 14 SOUTH, RANGE 39 EAST, W.M.
MALHEUR COUNTY, OREGON



◆ SYSTEM BULGE - 700 FT X 100 FT 6 FT DEEP OPEN POND

⊙ EXISTING ROD (BEAM) IS LOCATED IN THE SE 1/4 SW 1/4 SECTION 9,
T14S R39E, W.M. LOCATED 600 FEET NORTH AND 80 FEET WEST
FROM THE SOUTH 1/4 CORNER OF SECTION 9.

50.0 ACRES PRIMARY RIGHTS FROM CERTIFICATE #1660
(1881), AS SHOWN.

57.5 ACRES PRIMARY RIGHTS FROM CERTIFICATE #1650
(1890), AS SHOWN.

2.6 ACRES PRIMARY RIGHTS FROM CERTIFICATE #1650
(1905), AS SHOWN.

17.5 ACRES PRIMARY RIGHTS FROM CERTIFICATE
#1650 (1907), AS SHOWN.



RENEWAL DATE: 12/31/2014

THIS MAP IS FOR THE PURPOSE OF LOCATING A WATER
RIGHT ONLY AND HAS NO INTENT TO PROVIDE LEGAL
DIMENSIONS OR THE LOCATION OF PROPERTY LINES.

PROJECT No. 13-006

PREPARED AT THE REQUEST OF:
WILKS RANCH OREGON LTD.
4945 WILLOW CREEK ROAD
IRONSIDE, OR 97908

**ALL POINTS ENGINEERING
& SURVEYING, INC.**



P.O. BOX 767
TERREBONNE, OREGON 97760
(541) 548-5833 PH
(541) 585-4602 FX
www.APEandS.com

STATE OF OREGON

WATER DIVISION NO. 2 COUNTY OF MALHEUR

CERTIFICATE OF WATER RIGHT

(For Rights which have been confirmed by the Courts)

This is to Certify, That E. J. BEAM of Ironside State of Oregon has a right to the use of the waters of Boulder Creek and South Fork of Boulder Creek, tributary of Willow Creek,

for the purpose of the irrigation of 127.5 acres of land, domestic and stock use,

and that said right has been confirmed by decree of the Circuit Court of the State of Oregon for Malheur County, and the said decree entered of record at Salem, in the Order Record of the STATE WATER BOARD of the State of Oregon, in Volume 3, at page 258 ; that the priority of the right hereby confirmed dates from the year 1881 for the irrigation of 50 acres and 1890 for the irrigation of 57.5 acres from Boulder Creek and 1905 for the irrigation of 2.5 acres and 1907 for the irrigation of 17.5 acres from South Fork of Boulder Creek.

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 a rate of flow of 3.22 sec. ft. from April 1st to May 1st and 1.61 sec. ft. from May 1st to September 1st of each year, or the equivalent in case of rotation; the total quantity diverted during each irrigation season not to exceed 382.5 acre feet.

A description of the lands irrigated under such right, and to which the water hereby confirmed is appurtenant, or, if for other purposes, the place where such water is put to beneficial use, is as follows: 2.5 acres in SW 1/4 SE 1/4 of Section 9; 1 acre in NW 1/4 NE 1/4, 2 acres in SW 1/4 NE 1/4, 17 acres in SE 1/4 NE 1/4, 23 acres in NE 1/4 NW 1/4, 15.5 acres in NW 1/4 NW 1/4, 1 acre in SW 1/4 NW 1/4, 31 acres in SE 1/4 NW 1/4 of Section 15, 6 acres in NE 1/4 NE 1/4 of Section 16, all in Tp. 14 S. R. 39 E. W. M., in Malheur County, Oregon.

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

WITNESS the seal and signature of the State Water Board affixed this 11th day

of June . 1917.

STATE WATER BOARD

(SEAL OF STATE WATER BOARD)

By JOHN H. LEWIS State Engineer, President

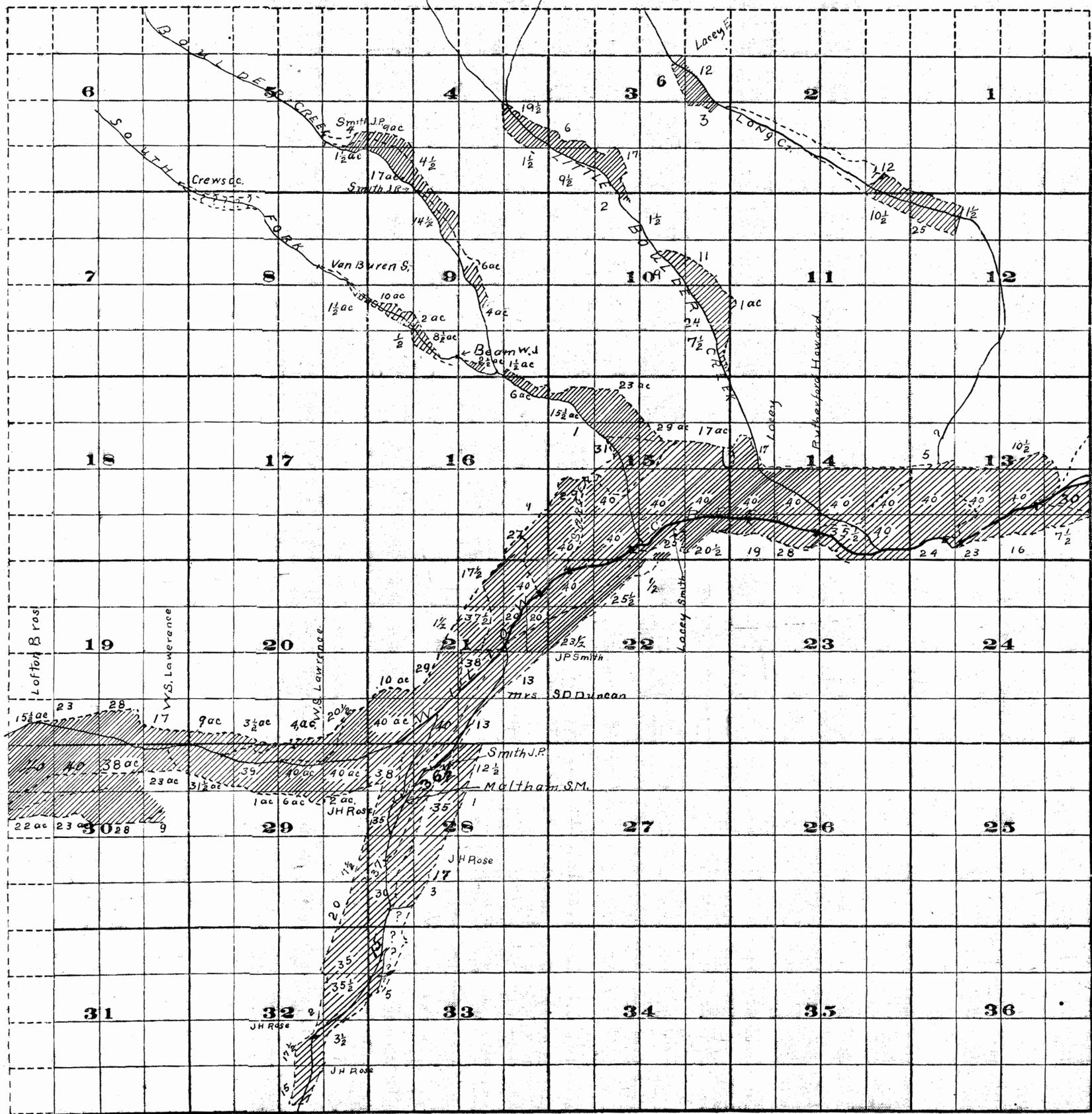
Attest:

M. F. MERS

Secretary

Recorded in State Record of Water Right Certificates, Volume 2, page 1550.

Township 14S., Range 39E.



Scale of Feet.

FROM OFFICE OF THE STATE ENGINEER, SALEM, OREGON
Survey By Rhea Luper
April 1910

John H. Lewis State Eng.
Examined, Aug 24, 1910.

Adjudication - Willow Creek - Malheur Co.,

36d - 2437 ac.
41 mi