

Part 4 of 5 – Applicant Information and Signature

Applicant Information

APPLICANT/BUSINESS NAME Daniel Heath, Bear Creek Quarter Horse Ranch LLC		PHONE NO. 541-963-5752	ADDITIONAL CONTACT NO.
ADDRESS 55959 Hwy 244		FAX NO.	
CITY La Grande	STATE OR	ZIP 97850	E-MAIL dangheath@yahoo.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 Schroeder Law Offices PC		PHONE NO. 503-281-4100	ADDITIONAL CONTACT NO.
ADDRESS 1915 NE Cesar E. Chavez Blvd.		FAX NO. 503-281-4600	
CITY Portland	STATE OR	ZIP 97212	E-MAIL counsel@water-law.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 permit amendment; and why:

1) Change the place of use to contiguous lands to take advantage of better soil conditions and water use efficiency; and

2) Update the location of authorized wells.

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)

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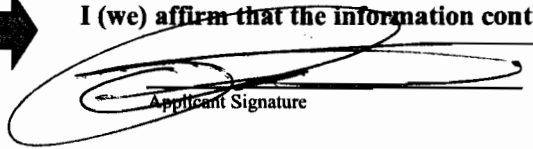
Is the applicant the permit holder of record? ☒ Yes ☐ No

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If NO, include either:

- ☐ A completed assignment form (with required statutory assignment fee), assigning all or a portion of the permit to the applicant(s), **OR**
- ☐ An affidavit of consent from the permit holder(s) of record that gives permission for the applicant to amend the permit.

I understand that prior to Department approval of the permit amendment, 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 permit 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: La Grande Observer.

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

Applicant Signature

Daniel Heath, Managing Member
Print Name (and Title if applicable)

8/24/13
Date

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Check one of the following:

- ☐ The applicant is responsible for completion of change(s). Notices and correspondence should continue to be sent to the applicant.
- ☒ The permit holder(s) of record will be responsible for completing the proposed change(s) after the final order is issued. Copies of notices and correspondence should be sent to the permit holder(s) of record.

Check the appropriate box, if applicable:

- ☐ Check here if any of the permits proposed for amendment are or will be located within or served by an irrigation or other water district.

IRRIGATION DISTRICT NAME	ADDRESS	
CITY	STATE	ZIP

- ☐ Check here if water for any of the permits supplied under a water service agreement or other contract for stored water with a federal agency or other entity.

ENTITY NAME	ADDRESS	
CITY	STATE	ZIP

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

ENTITY NAME Union County	ADDRESS 1106 K Avenue	
CITY La Grande	STATE OR	ZIP 97850

ENTITY NAME La Grande	ADDRESS 1000 Adams Avenue, PO Box 670	
CITY La Grande	STATE OR	ZIP 97850

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Part 5 of 5 – Water Use Permit Information

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

PERMIT # G-16415

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

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

POD/POA Name or Number	Is this POD/POA Authorized by the permit 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)
Well 1	☒ Authorized ☐ Proposed	UNIO 52063	3 S	36 E	14	SW SW	700	100 ft south, 600 ft east from NW corner SW1/4 SW1/4 Sect 14
Well 2	☒ Authorized ☐ Proposed	UNIO 52062*	3 S	36 E	15	NE SE	700	650 ft north, 200 ft west from SE corner NE1/4 SE1/4 Sect 15
Well 3	☒ Authorized ☐ Proposed	UNIO 52061	3 S	36 E	15	SE SE	700	250 ft south, 600 ft west from NE corner SE1/4 SE1/4 Sect 15

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

- | | |
|---|--|
| ☒ Place of Use (POU) | ☒ Point of Appropriation/Well (POA) |
| ☐ Point of Diversion (POD) | ☐ Additional Point of Appropriation (APOA) |
| ☐ Additional Point of Diversion (APOD) | ☐ Surface water POD to Ground Water POA (SW/GW) |

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Will all of the proposed changes affect the entire water use permit?

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

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For a change in place of use:

Does the permit holder of record own or control the land TO which the place of use is being moved?

☒ Yes ☐ No

If NO, the landowner of the land TO which the place of use is being moved **must be assigned to the permit as a permit holder of record** by submitting a completed Request for Assignment form and the required statutory fee for an assignment.

Is the proposed place of use contiguous to the authorized place of use? ☒ Yes ☐ No

The permitted place of use can be moved only to lands that are contiguous to the authorized place of use **unless** the change to non-contiguous lands is in furtherance of mitigation or conservation efforts undertaken for the purposes of benefiting a species listed as sensitive, threatened, or endangered under ORS 496.171 to 496.192 or the federal Endangered Species Act of 1973 (16 U.S.C. 1531 to 1544), as determined by the listing agency. Contiguous land being either adjacent land or land separated from the land to which a permit is authorized by roads, utility corridors, irrigation ditches or publicly owned rights of way.

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 Use Permit # _____

List the change proposed for the acreage in each ¼ ¼. 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 Changes (see "CODES" from previous page)	PROPOSED (the "to" or "on" lands) The listing as it would appear AFTER PROPOSED CHANGES are made.											
Twp	Rng		Sec	¼ ¼		Tax Lot	Gvt Lot or DLC	Acre (if applicable)	POD(s) or POA(s) (name or number from Table 1)	Priority Date	Twp		Rng		Sec	¼ ¼		Tax Lot	Gvt Lot or DLC	Acre (if applicable)	POD(s) or POA(s) to be used (from Table 1)	Priority Date		
EXAMPLE																								
2	S	9	E	15	NE	NW	100		15.0	POD #1 POD #2		POU/POD	2	S	9	E	15	NW	NW	100	1	10.0	POD #5	
2	S	9	E	15	SW	NW	200		5.0	POD #6			2	S	9	E	15	SW	NW	200		5.0	POD #6	
3	S	36	E	14	SW	SW	700		29.0	Well 1 & 3	3/3/08	POU	3	S	36	E	14	SW	SW	700		13.3	Well 1	3/3/08
3	S	36	E	14	SE	SW	700		40.0	Well 1	3/3/08	POU	3	S	36	E	14	SE	SW	700		26	Well 1	3/3/08
												POU	3	S	36	E	14	NE	SW	700		16.5	Well 1	3/3/08
												POU	3	S	36	E	14	SW	NW	700		18.6	Well 2	3/3/08
												POU	3	S	36	E	14	NW	SW	700		8	Well 2	3/3/08
3	S	36	E	15	SE	NE	700		20.0	Well 2	3/3/08	POU	3	S	36	E	15	SE	NE	700		13.2	Well 2	3/3/08
3	S	36	E	15	NE	SE	700		38.0	Well 2	3/3/08	POU	3	S	36	E	15	NE	SE	700		32.8	Well 2	3/3/08
3	S	36	E	15	NW	SE	700		20.0	Well 2	3/3/08	POU	3	S	36	E	15	NW	SE	700		21.6	Well 2	3/3/08
3	S	36	E	15	SE	SE	700		35.0	Well 2 & 3	3/3/08	POU	3	S	36	E	15	SE	SE	700		26.6	Well 2 & 3	3/3/08
												POU	3	S	36	E	15	SW	SE	700		13.6	Well 2	3/3/08

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3	S	36	E	22	NE	NE	700		40.0	Well 3	3/3/08	POU	3	S	36	E	22	NE	NE	700		35.2	Well 3	3/3/08
												POU	3	S	36	E	22	SE	NE	700		13.4	Well 3	3/3/08
3	S	36	E	23	NE	NW	700		40.0	Well 1	3/3/08	POU	3	S	36	E	23	NE	NW	700		4.6	Well 1	3/3/08
3	S	36	E	23	NW	NW	700		8.0	Well 1 & 3	3/3/08	POU												
3	S	36	E	23	SE	NW	700		20.8	Well 1	3/3/08	POU												
												POU	3	S	36	E	23	SW	NW	700		37.4	Well 3	3/3/08
												POU	3	S	36	E	23	NW	SW	700		10	Well 3	3/3/08
TOTAL ACRES									290.8	TOTAL ACRES									TOTAL ACRES				290.8	

Additional remarks: Please see permit amendment map for proposed amended places of use as compared to authorized places of use under Permit G016415.

The well numbers above use the numbering system designated in Permit G-16415. However, the water user has designated the wells different numbers in practice and has submitted pump test, static water level, and water use reports under his current designations. This may have resulted in confusion, and the well numbers should be updated to reflect the current designation. Therefore, although this amendment application uses the permit well numbers, please update the well numbers in the amended permit as follows:

Permit G-16415:	Amended Permit:
Well 1 (UNIO 52063)	Well 3 (UNIO 52063)
Well 2 (UNIO 52062)	Well 1 (UNIO 62062)
Well 3 (UNIO 52061)	Well 2 (UNIO 52061)

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Are there other water rights certificates, water use permits or ground water registrations associated with the "from" or "to" lands? ☒ Yes ☐ No

If YES, list the other certificate, permit, or ground water registration numbers: CERTIFICATE 10159*



If the permit(s) are for irrigation or supplemental irrigation use, other water rights existing on the same land for irrigation that are subject to transfer must either change concurrently or be cancelled. Any change to a water right certificate or ground water registration must be filed separately in a water right transfer application or ground water registration modification application, respectively.

***An Affidavit for the Voluntary Partial Cancellation of Water Right Certificate 10159 is submitted with this application, in anticipation of a final order approving the permit amendment. If this permit amendment is not approved, the affidavit shall be considered withdrawn.**

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

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

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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