



EA Engineering, Science, and Technology, Inc., PBC

8019 W. Quinault Avenue, Suite 201  
Kennewick, WA 99336  
Telephone: 509-591-0264  
[www.eaest.com](http://www.eaest.com)

October 12, 2016

Kelly Starnes  
Oregon Water Resources Department  
725 Summer Street NE, Suite A  
Salem, OR 97301

RE: Permit Amendment Application for G-12301 (Sunnyside Dairy, LLC)

Dear Kelly:

On behalf of our client, Sunnyside Dairy, LLC, please find enclosed an application for a Permit Amendment for groundwater permit G-12301. Also enclosed is the required map and copies of the associated well logs. A check in the amount of \$2,150.00 to cover the application fee accompanies this packet.

Should you have any questions regarding the Permit Amendment Application, please do not hesitate to contact me.

Sincerely,

Molly Reid  
Senior Water Resources Consultant  
(509) 591-0490 Direct Line  
(541) 310-7264 Cell

Enclosures: Permit Amendment Application/Map  
Well Logs  
Check #6630

Cc: Rosalio Brambila, Manager, Sunnyside Dairy, LLC  
File

RECEIVED BY OWRD

OCT 17 2016

SALEM, OR

T 12505



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

# Application for Permit Amendment

## Part 1 of 5 – Minimum Requirements Checklist

**This permit amendment 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.

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

- Part 1 – Completed Minimum Requirements Checklist.
- Part 2 – Completed 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](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 Permits to be Amended: **Number of permits to be amended: 1 List them here: G-12301 – Attachment #2**  
Please include a separate Part 5 for each permit. (See instructions on page 6)
- Completed Permit Amendment Application Map (Does not have to be prepared by a Certified Water Right Examiner). **Attachment #1**
- N/A Request for Assignment Form and statutory fee. The request for assignment form has to be completed if the applicant is **not** the permit holder of record and needs to be assigned to the permit; **or** the landowner of the proposed place of use is **not** the permit holder of record and needs to be assigned to the permit (the Request for Assignment Form is available online at [http://www.oregon.gov/owrd/pubs/docs/forms/req\\_assign\\_8\\_21\\_09.pdf](http://www.oregon.gov/owrd/pubs/docs/forms/req_assign_8_21_09.pdf)). Assignment is not needed if the applicant is the permit holder of record.
- N/A Affidavit(s) of Consent are required from all permit holder(s) of record if the permit is not assigned to the applicant, **or** other permit holders of record that are not listed as applicants.
- N/A Land Use Information Form with approval and signature (or signed land use form receipt stub). Land use form is not required if any of the following apply:
  - Water is to be diverted, conveyed, and/or used only on federal lands.
  - 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.
  - The proposed changes are all located on the property reviewed in Land Use form enclosed in Water Right Application Folder # **G-12559**.
- N/A Water Well Report/Well Log for changes in point(s) of appropriation (well(s)) or additional point(s) of appropriation. **Attachment #3**

RECEIVED BY OWRD  
 OCT 17 2016  
 SALEM, OR

**(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	___ Assignment Form and fee not enclosed/insufficient
___ Additional signature(s) required	Part ___ is incomplete

Other/Explanation \_\_\_\_\_

Staff: \_\_\_\_\_ 503-986-0 \_\_\_\_\_ Date: \_\_\_/\_\_\_/\_\_\_

## Part 2 of 5 – Permit Amendment Map Checklist

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

**Please be sure that the map you submit includes all the items listed below and meets the requirements of OAR 690-380-3100, however, the map does not have to be prepared by a Certified Water Right Examiner. Check all boxes that apply.**

- N/A If **more than three** permits are involved, separate maps for each permit.
- 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 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 use permit, 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 permit is being changed, a separate hachuring is needed for the portion of the permit left unchanged.
- N/A If you are proposing a change in place of use, show the proposed place of use with hachuring that includes separate hachuring for each permit, 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 use 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 only 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°).

RECEIVED BY COWING

SALEM, OR

T 12505



**Part 4 of 5 – Applicant Information and Signature**

**Applicant Information**

APPLICANT/BUSINESS NAME <b>Sunnyside Dairy, LLC (Rosalio Brambila, Manager)</b>			PHONE NO. <b>(509) 837-4779</b>	ADDITIONAL CONTACT NO.
ADDRESS <b>4581 Maple Grove Road</b>				FAX NO.
CITY <b>Sunnyside</b>	STATE <b>WA</b>	ZIP <b>98944</b>	E-MAIL <b>rosalio@oorddairy.com</b>	
<b>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.</b>				

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

AGENT/BUSINESS NAME <b>Molly Reid, EA Engineering, Science, &amp; Technology, Inc.</b>			PHONE NO. <b>(509) 591-0490</b>	ADDITIONAL CONTACT NO. <b>(541) 310-7264</b>
ADDRESS <b>8019 W. Quinault Avenue, Suite 201</b>				FAX NO.
CITY <b>Kennewick</b>	STATE <b>WA</b>	ZIP <b>99336</b>	E-MAIL <b>mreid@eaest.com</b>	
<b>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.</b>				

Explain in your own words what you propose to accomplish with this permit amendment; and why:  
*Applicant proposes to amend the location of 47.7 acres to more irrigable ground and add additional points of appropriation to the groundwater permit for the purpose of creating redundancy and efficiency in the irrigation system.*

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)

**Is the applicant the permit holder of record?**  Yes  No

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.

RECEIVED BY OWRD

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: **Burns Times Herald**.

OCT 17 2016  
SALEM, OR

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

  
Applicant Signature

**Rosalio Brambila** Manager 10-10-16.  
Print Name (and Title if applicable) Date

\_\_\_\_\_  
Applicant Signature

\_\_\_\_\_  
Print Name (and Title if applicable) Date

**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: Non-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 N/A	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 N/A	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 <b>Harney County Planning Department</b>	ADDRESS <b>450 N. Buena Vista Avenue #11</b>	
CITY <b>Burns</b>	STATE <b>OR</b>	ZIP <b>97720</b>

ENTITY NAME	ADDRESS	
CITY	STATE	ZIP

RECEIVED BY OWRD

OCT 17 2016

SALEM, OR



PERMIT # G-12301

**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)
Eckley 1 Leased Well	<input checked="" type="checkbox"/> Authorized <input type="checkbox"/> Proposed	HARN 1318	26 S	30 E	1	NW SW	300	260 feet S and 40 feet E from the W 1/4 Corner of Section 1
2	<input type="checkbox"/> Authorized <input checked="" type="checkbox"/> Proposed	HARN 50516/51788	26 S	30 E	2	NE SW	400	43.3452880 -119.0889330
3	<input type="checkbox"/> Authorized <input checked="" type="checkbox"/> Proposed	HARN 51603	26 S	30 E	2	SE SE	400	43.3383244 -119.0804376
1	<input type="checkbox"/> Authorized <input checked="" type="checkbox"/> Proposed	HARN 50741	26 S	30 E	11	SE NW	600	43.3343870 -119.0933000
13	<input type="checkbox"/> Authorized <input checked="" type="checkbox"/> Proposed	HARN 52197	26 S	30 E	11	SW NW	3100	43.3311394 -119.0985218

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)

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.

RECEIVED BY OWRD

OCT 17 2016

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?

SALEM, OR

- 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 # G-12301**

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 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	1/4	1/4	Tax Lot	Gvt Lot or DLC	Acres (if applicable)	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 (if applicable)	POD(s) or POA(s) to be used (from Table 1)	Priority Date		
26	S	30	E	2	NE SW	400		40.0	Eckley 1 Leased Well	1991	POU/APOA	26	S	30	E	2	NE SW	400		34.4	1,2,3,13	1991
26	S	30	E	2	NW SW	400		20.0	Eckley 1 Leased Well	1991	POU/APOA	26	S	30	E	2	NW SW	400		16.3	1,2,3,13	1991
26	S	30	E	2	SE SW	400		35.0	Eckley 1 Leased Well	1991	POU/APOA	26	S	30	E	2	SW SW	600		12.7	1,2,3,13	1991
26	S	30	E	2	NE SE	400		40.0	Eckley 1 Leased Well	1991	POU/APOA	26	S	30	E	2	SE SW	400		23.0	1,2,3,13	1991
26	S	30	E	2	NW SE	400		40.0	Eckley 1 Leased Well	1991	POU/APOA	26	S	30	E	2	NE SE	400		31.9	1,2,3,13	1991
26	S	30	E	2	SW SE	400		40.0	Eckley 1 Leased Well	1991	POU/APOA	26	S	30	E	2	NW SE	400		31.9	1,2,3,13	1991
26	S	30	E	2	SE SE	400		40.0	Eckley 1 Leased Well	1991	POU/APOA	26	S	30	E	2	SW SE	400		37.9	1,2,3,13	1991
											POU/APOA	26	S	30	E	2	SE SE	400		31.9	1,2,3,13	1991
											POU/APOA	26	S	30	E	3	SE SE	500		1.0	1,2,3,13	1991
											POU/APOA	26	S	30	E	10	NE NE	600		2.0	1,2,3,13	1991
											POU/APOA	26	S	30	E	11	NW NE	600		8.0	1,2,3,13	1991
											POU/APOA	26	S	30	E	11	NE NW	600		11.0	1,2,3,13	1991

RECEIVED BY OWR  
 OCT 17 2016  
 SALEM, OR





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: PERMIT G-16241 (APPLICANT IS AMENDING POU (T-12438) OF G16241 ACRES TO AVOID LAYERING OF A PORTION OF WATER RIGHTS LOCATED IN NWNE SECTION 11, T26S R30E).

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.

**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](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
ECKLEY WELL	Yes	HARN 1318	265' bgs	16 inch	See	Well	Log	See Log	alluvial	See Log
2	Yes	HARN 50516/51788	247' bgs	12 inch	See	Well	Log	See Log	alluvial	See Log
3	Yes	HARN 51603	325' bgs	14 inch	See	Well	Log	See Log	alluvial	See Log
1	Yes	HARN 50741	140' bgs	16 inch	See	Well	Log	See Log	alluvial	See Log
13	Yes	HARN 52197	230' bgs	20-14 inch	See	Well	Log	See Log	alluvial	See Log

RECEIVED BY OWRD

OCT 17 2016