

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

## Application for Historic Change in Point of Diversion/Appropriation Part 1 of 5 – Minimum Requirements Checklist

**This historic change in point of diversion/appropriation 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)

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- 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 the Transferred Water Rights: **How many water rights are to be transferred? 2 List them here: 68680 & 87215**  
 Please include a separate Part 5 for each water right. (See instructions on page 5)

**Attachments:**

- ✓ Completed Application Map (Does not have to be prepared by a Certified Water Right Examiner).
- ✓ Completed Evidence of Use Affidavit and supporting documentation showing that water has been used on the land for five years prior to transfer filing AND diverted at the actual, current point of diversion/appropriation for more than 10 years.
- ✓ Statement from the local Watermaster, based upon the Watermaster's knowledge and Department records, that no complaint of injury has been made due to the use of water at the actual, current point of diversion/appropriation.
- ✓ Land Use Information Form with approval and signature (or signed land use form receipt stub).
- N/A Affidavit(s) of Consent from Landowner (if the applicant does not own the land the water right is on.)
- N/A Water Well Report/Well Log for changes in point(s) of appropriation (well(s)) or additional point(s) of appropriation.

**(For Staff Use Only)**

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

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

## Part 2 of 5 – Historic Change in Point of Diversion/Appropriation Application Map Checklist

**Your historic change in point of diversion/appropriation application will be returned if any of the map requirements listed below are not met.**

**Please be sure that the historic change in point of diversion/appropriation application map you submit includes all the required items and matches the existing water right map. Check all boxes that apply.**

- N/A If **more than three** water rights are involved, separate maps are needed for each water right.
- Permanent quality printed with dark ink on white or clear paper or film.
- The size of the map can be 8½ x 11 inches, 8½ x 14 inches, or up to 30 x 30 inches. For 30 x 30 inch maps, three (3) paper copies and an electronic copy in a .pdf, .tiff or .jpg format are required.
- A north arrow, a legend, and scale.
- The scale of the map must be: 1 inch = 400 feet, 1 inch = 1,320 feet, the scale of the Final Proof/Claim of Beneficial Use Map (the map used when the permit was certificated), the scale of the county assessor map if the scale is not smaller than 1 inch = 1,320 feet, or a scale that has been pre-approved by the Department.
- Township, Range, Section, ¼ ¼, DLC, Government Lot, and other recognized public land survey lines.
- Tax lot boundaries (property lines) and county tax lot numbers are required.
- 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.
- Authorized 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.
- Actual, current point of diversion/appropriation. Show the 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°).
- 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 If for more than one actual, current point of diversion/appropriation. separate hachuring is needed for each place of use served by each point of diversion/appropriation, including the 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.

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**Part 3 of 5 – Fee Worksheet**

*See attached next page*

FEE WORKSHEET for HISTORIC POD/POA TRANSFER			
1	Base Fee (includes Historic POD change to one water right for up to 1 cfs)	1	\$1,160
2	Number of water rights included in transfer <sup>2</sup> (2a) Subtract 1 from the number in 2a above: _____ (2b) <i>If only one water right this will be 0</i> Multiply line 2b by \$520 and enter » » » » » » » » » » » » » » » »	2	
3	Do you propose to change a well, or change from a surface water POD to a well? <input type="checkbox"/> No: enter 0 » <input type="checkbox"/> Yes: enter \$410 »	3	
4	Add entries on lines 1 through 3 above » » » » » » » » » » <b>Transfer Fee:</b>	4	\$1450.00

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

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**Applicant Information**

Note: Applicant must be an INDIVIDUAL, as defined by OAR 690-380-2120, that is “a natural person and does not include a government body, organization, business enterprise, or other such entity.”

APPLICANT/BUSINESS NAME <b>RONALD WHITING</b>		541-573-3128	ADDITIONAL CONTACT NO.	
ADDRESS <b>P.O. BOX 716</b>			FAX NO.	
CITY <b>BURNS</b>	STATE <b>OR</b>	ZIP <b>97720</b>	E-MAIL <b>RONWHITING55@CENTURYTEL.NET</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		PHONE NO.	ADDITIONAL CONTACT NO.	
ADDRESS			FAX NO.	
CITY	STATE	ZIP	E-MAIL	
<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>				

By signing this application, I understand that prior to Department approval of the historic change in point of diversion/appropriation, I will be required to provide landownership information and evidence that I am authorized to pursue the change as identified in OAR 690-380-4010(5).

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

*Ronald Whiting*  
Applicant Signature

*Ronald Whiting owner*  
Print Name (and Title if applicable)

*3/7/2018*  
Date

Applicant Signature

Print Name (and Title if applicable)

Date



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.*

*At this time, are the lands in this 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:

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

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Describe any special ownership circumstances here: \_\_\_\_\_

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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.

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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 COUNTY PLANNING	ADDRESS 450 N BUENA VISTA	
CITY BURNS	STATE OR	ZIP 97720
ENTITY NAME	ADDRESS	
CITY	STATE	ZIP

Explain in your own words what you propose to accomplish with this transfer application; and why:  
I have historically used this well on all lands

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

**INSTRUCTIONS for editing the Application Form**

To add additional lines to tables within the forms or to copy and paste additional Part 5 pages, please **save the application form to your computer**. Unlock the document by using one of the following instructions for your Microsoft Word software version:

**Microsoft Word 2003**

Unlock the document by one of the following:

- Using the **Tools** menu => click **Unprotect Document**;  
**OR**
- Using the **Forms** toolbar => click on the **Protect/Unprotect** icon.

To relock the document to enable the checkboxes to work, you will need to:

- Using the **Tools** menu => click **Protect Document**;  
**OR**
- Using the **Forms** toolbar => click on the **Protect/Unprotect** icon.

**Microsoft Word 2007**

- Unlock the document by clicking the **Review** tab, then click **Protect Document**, then click **Stop Protect**
- To relock the document, click **Editing Restrictions**, then click **Allow Only This Type of Editing**, select **Filling In Forms** from the drop-down menu, then check **Yes, Start Enforcing Protection**.

**Microsoft Word 2010**

- Unlock the document by clicking the **Review** tab; toggle the **Restrict Editing** icon at the upper right, then click **Stop Protect** at the bottom right. Then uncheck the "Allow only this type of editing in the document: **Filling in forms**" in the "Editing restrictions" section on the right-hand list of options.
- To relock the document, check the **Editing Restrictions/Allow Only This Type of Editing/Filling In Forms** box from the drop-down menu, then check **Yes, Start Enforcing Protection**. You do not need to assign a password for the editing restrictions.

**Other Alternatives:**

- Photocopy pages or tables in Part 5, ~~mark-through~~ any non-applicable information, insert/attach photocopied pages to document in the appropriate location, and manually amend page numbers as necessary (e.g. Page 5 of 9 10).
- You may refer to additional attachments that you may include, such as separately produced tables or spreadsheets to convey large numbers of rows of place of use listings, owner/property parcels, etc. You may contact the Department at 503-986-0900 and ask for Transfer Staff if you have questions.

Once the application has been unlocked, you may:

- add additional rows to tables using the Table tools, and
- select and copy the pages of Part 5 and paste as many additional sets of Part 5 pages as needed at the end of the application.

After editing, re-lock the document to enable checkboxes to work.

**Part 5 of 5 – Water Right Information**

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

**CERTIFICATE # 87215**

**Description of Water Delivery System**

System capacity: 1.86 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. **SEE ATTACHMENT "A"**

**Table 1. Location of Authorized and Current 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 the Current POD/POA that has been used for more than 10 years?	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)
HARN 407 WELL #1	<input checked="" type="checkbox"/> Authorized <input type="checkbox"/> Current		23 S	31 E	9	NW SE		29'S & 83-E FM THE CENT OF S 9
HARN 1923 WELL #2	<input checked="" type="checkbox"/> Authorized <input type="checkbox"/> Current		23 S	31 E	9	NW SE		292' S & 687' E FM THE CENT OF S 9
HARN 51497 WELL #3	<input type="checkbox"/> Authorized <input checked="" type="checkbox"/> Current		23 S	31 E	9	NW SE		17'S & 757' E FM THE CENT OF S 9
	<input type="checkbox"/> Authorized <input type="checkbox"/> Current							

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

- Point of Diversion (POD)                       Additional Point of Diversion (APOD)  
 Point of Appropriation/Well (POA)       Additional Point of Appropriation (APOA)

**Will the historic change in point of diversion/appropriation affect the entire water right?**

- Yes Complete only the proposed section of Table 2 on the next page.  
 No Complete all of Table 2 to describe the portion of the water right to be changed.

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# ATTACHMENT "A"

Well #1: US Motors 50 HP, 1800 RPM Motor

Western 2 stage pump Model # 12- W.H.H.

Well #2: General Electric 60HP, 1750 RPM Motor

Fairbanks Morse 2 stage pump

Model # 13H

Well #3: US Motors 50 HP, 1800 RPM Motor

Fairbanks Morse 2 stage pump

Model # 12E

Main line 1240' of 15" dia. PVC pipe w/ manns

laterals: 5100' of 12" PVC gated pipe and 1530'

of 10" PVC gated pipe

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Please use and attach additional pages of Table 2 as needed. Do you have questions about how to fill-out the tables? See page 5 for instructions, or contact the Department at 503-986-0900 and ask for Transfer Staff.

**Table 2. Description of Changes to Water Right Certificate # 87215**

List only the part of the right that will be changed. For the acreage in each 1/4 1/4, list the change proposed. If more than one actual, current POD/POA, specify the acreage associated with each actual, current POD/POA.

Authorized ("from" lands) as they appear before the changes											Proposed Change (POD, POA, APOD, or APOA)	Current (in use for more than ten years) POD(s)/POA(s) to be used (from Table 1)	Priority Date
Twp	Rng	Sec	1/4	1/4	Tax Lot	Gvt Lot or DLC	Acre (if applicable)	POD(s) or POA(s) (name or number from Table 1)					
2	S	9	E	15	NE	NW	100		15.0	POD #1 POD #2	POD	POD #5	1897
"	"	"	"	"	"	"	"	"	EXAMPLE	"	"	"	"
23	S	31		9	NESE				40.0	1,2		1,2,3	8/29/1961
23	S	31		9	NWSE				38.2	1,2		1,2,3	8/29/1961
23	S	31		9	SWSE				35.2	1,2		1,2,3	8/29/1961
23	S	31		9	SESE				35.4	1,2		1,2,3	8/29/1961

Additional remarks: \_\_\_\_\_

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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 current 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/](http://apps.wrd.state.or.us/apps/gw/well_log/))

**OR**

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

**Table 3. Construction of Point(s) of Appropriation**

Any well(s) in this listing must be clearly tied to corresponding well(s) described in Table 1 and shown on the accompanying application map. Failure to provide adequate information is likely to delay the processing of your transfer application.

Current or Authorized POA Name or Number	OWRD Well ID Tag No. L-____ (if available)	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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**Part 5 of 5 – Water Right Information**

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

**CERTIFICATE # 68680**

**Description of Water Delivery System**

System capacity: 0.55 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. **SEE ATTACHMENT "A"**

**Table 1. Location of Authorized and Current 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 the Current POD/POA that has been used for more than 10 years?	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)
HARN 407 WELL #1	<input checked="" type="checkbox"/> Authorized <input type="checkbox"/> Current		23 S	31	9	NW SE		29'S & 83-E FM THE CENT OF S 9
HARN 51497 WELL #3	<input type="checkbox"/> Authorized <input checked="" type="checkbox"/> Current	L98082	23 S	31	9	NW SE		17'S & 75' E FM THE CENT OF S 9
HARN 1923 WELL #2	<input type="checkbox"/> Authorized <input checked="" type="checkbox"/> Current		23 S	31	9	NW SE		1292' S & 687' E FM THE CENT OF S 9
	<input type="checkbox"/> Authorized <input type="checkbox"/> Current							

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

- Point of Diversion (POD)                       Additional Point of Diversion (APOD)  
 Point of Appropriation/Well (POA)        Additional Point of Appropriation (APOA)

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of 10" PVC gated pipe

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Please use and attach additional pages of Table 2 as needed. Do you have questions about how to fill-out the tables? See page 5 for instructions, or contact the Department at 503-986-0900 and ask for Transfer Staff.

**Table 2. Description of Changes to Water Right Certificate # 68680**

List only the part of the right that will be changed. For the acreage in each 1/4 1/4, list the change proposed. If more than one actual, current POD/POA, specify the acreage associated with each actual, current POD/POA.

Authorized ("from" lands) as they appear before the changes											Proposed Change (POD, POA, APOD, or APOA)	Current (in use for more than ten years) POD(s)/POA(s) to be used (from Table 1)	Priority Date
Twp	Rng	Sec	1/4	1/4	Tax Lot	Gvt Lot or DLC	Acreage (if applicable)	POD(s) or POA(s) (name or number from Table 1)					
2	S	9	E	15	NE	NW	100		15.0	POD #1 POD #2	POD	POD #5	1897
"	"	"	"	"	"	"	"	"	EXAMPLE	"	"	"	"
23		31		9	NE	NE			6.6	1		1,2,3	8/29/1961
23		31		9	SE	NE			37.0	1		1,2,3	8/29/1961

Additional remarks: \_\_\_\_\_

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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 current 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/](http://apps.wrd.state.or.us/apps/gw/well_log/))

**OR**

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

**Table 3. Construction of Point(s) of Appropriation**

Any well(s) in this listing must be clearly tied to corresponding well(s) described in Table 1 and shown on the accompanying application map. Failure to provide adequate information is likely to delay the processing of your transfer application.

Current or Authorized POA Name or Number	OWRD Well ID Tag No. L-____ (if available)	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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Well #

407

23/31-9k(1)

File Original and First Copy with the STATE ENGINEER, SALEM, OREGON

STATE ENGINEER SALEM, OREGON

WATER WELL REPORT STATE OF OREGON

State Well No. G2109

State Permit No.

(1) OWNER:

Name HILTON WHITING

Address 1341 N.S. OREGON

(2) LOCATION OF WELL:

County Harney Owner's number, if any NEW S.E. 1/4 Section 9 T. 23 R. 31 E.W.M.

Bearing and distance from section or subdivision corner 29 feet E. and 83 feet S. from Section 9 T. 23 R. 31 E.W.M.

(3) TYPE OF WORK (check):

New Well  Deepening  Reconditioning  Abandon

(4) PROPOSED USE (check):

Domestic  Industrial  Municipal  Irrigation  Test Well  Other

(5) TYPE OF WELL:

Rotary  Driven  Cable  Jetted  Dug  Bored

(6) CASING INSTALLED:

12" Diam. from 0 ft. to 154 ft. Gage 3/8"  
" Diam. from ft. to ft. Gage  
" Diam. from ft. to ft. Gage

(7) PERFORATIONS:

Perforated?  Yes  No  
Type of perforator used TARCO  
SIZE of perforations 1/8 in. by 12 in.  
36 perforations from 55 ft. to 68 ft.  
80 perforations from 129 ft. to 149 ft.  
perforations from ft. to ft.  
perforations from ft. to ft.  
perforations from ft. to ft.

(8) SCREENS:

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

(9) CONSTRUCTION:

Was well gravel packed?  Yes  No Size of gravel:  
Gravel placed from ft. to ft.  
Was a surface seal provided?  Yes  No To what depth? ft.  
Material used in seal—  
Did any strata contain unusable water?  Yes  No  
Type of water? Depth of strata  
Method of sealing strata off

(10) WATER LEVELS:

Static level 8 ft. below land surface Date 8-17-61  
Artesian pressure lbs. per square inch Date

Log Accepted by:

[Signed] Hilton Whiting Date Aug. 21, 1961  
(Owner)

(11) WELL TESTS:

Drawdown is amount water level is lowered below static level  
Was a pump test made?  Yes  No If yes, by whom? WELL DRILLER  
Yield: 800 gal./min. with 80 ft. drawdown after 7 hrs.  
" 900 " " 80 " " 9 "  
" 1100 " " 65 " " 22 "  
Bailer test gal./min. with ft. drawdown after hrs.  
Artesian flow g.p.m. Date  
Temperature of water 50 Was a chemical analysis made?  Yes  No

(12) WELL LOG:

Diameter of well 12 inches.  
Depth drilled 364 ft. Depth of completed well 364 ft.  
Formation: Describe by color, character, size of material and structure, and show thickness of aquifers and the kind and nature of the material in each stratum penetrated, with at least one entry for each change of formation.

MATERIAL	FROM	TO
SOIL - TOP SOIL	0	20
COARSE GRAVEL - SAND	20	40
YELLOW CLAY	40	44
COARSE GRAVEL	44	68
YELLOW CLAY	68	120
BLUE CLAY	120	128
COARSE SAND GRAVEL - CLAY	128	144
GREEN SHALE	144	230
PUMICE CINDERS, CLAY	230	280
BLUE CLAY	280	345
FINE BL. SAND - COARSE SAND	345	362
GREEN SHALE	362	364

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Work started 7-20-61 Completed 8-19-61

(13) PUMP: T.O.B.P. INSTALLED

Manufacturer's Name WESTERN PUMP CO.  
Type: H.P.

Well Driller's Statement:

This well was drilled under my jurisdiction and this report is true to the best of my knowledge and belief.

NAME PAUL E. CHISLET  
(Person, firm, or corporation) (Type or print)

Address 1073 W. 21<sup>ST</sup> MORE

Driller's well number WHITING #1

[Signed] Paul Chislet  
(Well Driller)

License No. 367 Date 8-21, 1961

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STATE OF OREGON  
WATER WELL REPORT  
(as required by ORS 537.785)

HARN  
1923

MAR 31 1992

well # 2 235/31E/9dc  
(START CARD) # 25030

(1) OWNER:

Name Ronald Whiting  
Address PO Box 1025  
City BURNS State OR Zip 97720

(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 355 ft.  
Explosives used  Yes  No  Type \_\_\_\_\_ Amount \_\_\_\_\_

HOLE			SEAL		Amount sacks or pounds	
Diameter	From	To	Material	From To		
20"	0	18	Cement	0	18	35 sacks
16"	18	355				

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	
				XX				XX			
Casing: 16"	+1.5	240	250	XX				XX			
Liner:											

Final location of sheets: 240

(7) PERFORATIONS/SCREENS:

Perforations Method Factory Cut  
 Screens Type \_\_\_\_\_ Material \_\_\_\_\_

From	To	Slot size	Number	Diameter	Tel./pipe size	Casing	Liner
30	80	1/8x3"	2352	16"		<input checked="" type="checkbox"/>	<input type="checkbox"/>

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

Yield gal/min	Drawdown	Drill stem at	Time
2500	61	180'	13hr

Temperature of water 62° Depth Artesian Flow Found \_\_\_\_\_

Was a water analysis done?  No  Yes By whom \_\_\_\_\_  
Did any strata contain water not suitable for intended use?  Too little  
 Salty  Muddy  Odor  Colored  Other

Depth of strata: \_\_\_\_\_

(9) LOCATION OF WELL by legal description:

County Harney Latitude \_\_\_\_\_ Longitude \_\_\_\_\_  
Township 23S N or S, Range 31E E or W, WM.  
Section 9 SW 1/4 SE 1/4  
Tax Lot 1100 Lot \_\_\_\_\_ Block \_\_\_\_\_ Subdivision \_\_\_\_\_  
Street Address of Well (or nearest address) Highway 78

(10) STATIC WATER LEVEL:

14 ft. below land surface. Date 3/5/92  
Artesian pressure \_\_\_\_\_ lb. per square inch. Date \_\_\_\_\_

(11) WATER BEARING ZONES:

From	To	Estimated Flow Rate	SWL
20	355	2500	14

(12) WELL LOG:

Material	From	To	SWL
Clay Topsoil	0	1	
Clay, grey	1	20	
Gravel med, clay	20	25	14
Clay, blue	25	32	
Gravel med	32	75	14
Clay, yellow soft	75	90	
Gravel, med	90	105	14
Clay blue grey	105	115	
Sand fine blk/gravel	115	125	14
Sand fine, blk	125	140	
Clay soft/sand blk	140	23-0	14
Clay, green	230	280	
Gravel med, sand/fine blk	280	290	14
Pumice, white	290	297	
Clay, grey (sticky)	297	340	14
Gravel med to large	340	350	
Clay green (sticky)	350	355	14

Date started 2/11/92 Completed 3/5/92

(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 426  
Signed [Signature] Date 3-24-92

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HARN 51497

Well #3

STATE OF OREGON
WATER SUPPLY WELL REPORT
(as required by ORS 537.765 & OAR 690-205-0210)

WELL LABEL # L 98082

START CARD # 197401

Instructions for completing this report are on the last page of this form.

(1) LAND OWNER
Owner Well I.D.
First Name Ken Last Name WHITING
Company
Address 71529 Hwy 78
City BURNS State OR Zip 97720

(2) TYPE OF WORK
New Well Deepening Conversion
Alteration (repair/recondition) Abandonment

(3) DRILL METHOD
Rotary Air Rotary Mud Cable Auger Cable Mud
Reverse Rotary Other

(4) PROPOSED USE
Domestic Irrigation Community
Industrial/Commercial Livestock Dewatering Injection
Thermal Other

(5) BORE HOLE CONSTRUCTION Special Standard: Yes (attach copy)
Depth of Completed Well 360 ft.

Table with columns: Dia, From, To, Material, From, To, Amount, Scks/lbs. Rows show bore hole details for 24", 20", and 14" diameters.

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

Backfill placed from ft. to ft. Material
Filter pack from 0 ft. to 360 ft. Material PER GRAN Size 3/8
Explosives used: Yes Type Amount

Table for (6) CASING/LINER with columns: Casing, Liner, Dia, Gauge, Steel, Plastic, Welded, Thrd. Rows show casing specifications for 20" and 14" diameters.

Shoe Inside Outside Other Location of shoe(s)
Temporary casing Yes Diameter From To

(7) PERFORATIONS/SCREENS
Perforations Method HOLTE PERFORATOR MACHINE CUT
Screens Type Material

Table for (7) PERFORATIONS/SCREENS with columns: Perf, Scm, Casing, Liner, Screen Dia, From, To, Screen slot width, Slot length, # of slots, Tele/pipe size.

(8) WELL TESTS: Minimum testing time is 1 hour
Pump Bailer Air Flowing Artesian
Yield gal/min Drawdown Drill stem/Pump depth Duration (hr)

Temperature 55 F Lab analysis Yes By
Water quality concerns? Yes (describe below)

Table for water quality concerns with columns: From, To, Description, Amount, Units.

(9) LOCATION OF WELL (legal description)
County HARNEY Twp 23 No 6 Range 31 E or W W.M.
Sec 09 SW 1/4 of the SE 1/4 Tax Lot 1000
Tax Map Number Lot
Lat or DMS or DD
Long or DMS or DD
Street Address of Well (or nearest address) 71529 Hwy 78

Table for (10) STATIC WATER LEVEL with columns: Existing Well/Predeepening, Date, SWL (psi), SWL (ft). Row shows completed well on 7-29-08 with SWL of 14'.

Table for WATER BEARING ZONES with columns: SWL Date, From, To, Est Flow, SWL (psi), SWL (ft). Rows show zones from 8-29-08 to 9-22-08.

(11) WELL LOG
Ground Elevation
Material From To
Clay loam topsoil 0 4
Brown clay 4 15
Sand + gravel 15 70
Brown clay 70 90
Coarse sand - fine gravel 90 120
Grey clay - gravel streak 120 250
Tan clay 250 212
Pumice sand - gravel 212 290
Consolidated clay - gravel 290 360

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WATER RESOURCES DEPT
SALEM, OREGON

Date Started 8-18-08 Completed 7-29-08

(unbonded) Water Well Constructor Certification
I certify that the work I performed on the construction, deepening, alteration, or abandonment of this well is in compliance with Oregon water supply well construction standards.

License Number 1739 Date 10-10-08

Signed [Signature]

(bonded) Water Well Constructor Certification
I accept responsibility for the construction, deepening, alteration, or abandonment work performed on this well during the construction dates reported above.

License Number 1355 Date 10-10-08

Signed [Signature]
Contact Info. (optional)



STATE OF OREGON  
COUNTY OF HARNEY  
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

WHITING AND SON  
P.O. BOX 1025  
BURNS, OREGON 97720

confirms the right to use the waters of WHITING WELL NO. 1 in the FOLEY SLOUGH (SILVIES RIVER) BASIN for SUPPLEMENTAL IRRIGATION OF 43.6 ACRES.

This right was perfected under Permit G-2089. The date of priority is AUGUST 29, 1961. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 0.55 CUBIC FOOT PER SECOND or its equivalent in case of rotation, measured at the well.

The well is located as follows:

WELL #1 HARN 407

NW¼ SE¼, SECTION 9, T. 23 S., R. 31 E., W.M.; 29 FEET SOUTH AND 83 FEET EAST FROM THE CENTER OF SECTION 9.

Historic Wells Added are Wells 2 & 3

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second, 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.

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:

NE¼ NE¼ 6.6 ACRES  
SE¼ NE¼ 37.0 ACRES  
SECTION 9  
TOWNSHIP 23 SOUTH, RANGE 31 EAST, W.M.

While, according to the well report, Whiting Well 1 does not conform with current construction standards, staff have concluded that the well was constructed in accordance with the standards in effect at the time the well was constructed. If at any time, however, the well or its use:

- a. acts as a conduit for groundwater contamination,
- b. allows loss of artisan pressure,
- c. allows waste of groundwater,
- d. interferes with senior groundwater users, or
- e. interferes with nearby surface water sources,

the Department may require that the well be repaired in accordance with current well construction standards.

This certificate describes that portion of the water right confirmed by Certificate 35217, State Record of Water Right Certificates, NOT modified by the provisions of an order of the Water Resources Director entered December 9, 1995, approving Transfer Application 6782.

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The issuance of this superseding certificate does not confirm the status of the water right in regard to the provisions of ORS 540.610 pertaining to forfeiture or abandonment.

The right to the use of the water for the above purpose is restricted to beneficial use on the lands or place of use described.

WITNESS the signature of the Water Resources Director,  
affixed November 9, 1992.

M. MARTHA O. PAGEL

Martha O. Pagel, Director

50 3/24/01 or 1/20/03

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Recorded in State Record of Water Right Certificates numbered 68680.

T-6782.VLC

STATE OF OREGON  
 COUNTY OF HARNEY  
 CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

WHITING AND SON  
 PO BOX 1025  
 BURNS OR 97720

confirms the right to use the waters of WHITING WELL 1 and WHITING WELL 2, tributary to FOLEY SLOUGH (SILVIES RIVER) for SUPPLEMENTAL IRRIGATION of 148.8 ACRES.

This right was perfected under Permit G-2089. The date of priority is August 29, 1961. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 1.86 cubic feet per second in any combination between the two wells, or its equivalent in case of rotation, measured at the wells.

The wells are located as follows:

Well	Twp	Rng	Mer	Sec	Q-Q	Measured Distances
WELL 1 (ORIGINAL)	23 S HARN 407	31 E	WM	9	NW SE	29 FEET SOUTH & 83 FEET EAST FROM CENTER 1/4 CORNER, SECTION 9
WELL 2 (NEW)	23 S HARN 1923	31 E	WM	9	NW SE	1292 FEET SOUTH AND 687 FEET EAST FROM CENTER 1/4 CORNER, SECTION 9

Historic Well added is: Well #3

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second, 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.

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 is as follows:

SUPPLEMENTAL IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
23 S	31 E	WM	9	NE SE	40.0
23 S	31 E	WM	9	NW SE	38.2
23 S	31 E	WM	9	SW SE	35.2
23 S	31 E	WM	9	SE SE	35.4

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**NOTICE OF RIGHT TO RECONSIDERATION OR JUDICIAL REVIEW**

This is a final order in a contested case. This order is subject to judicial review under ORS 183.482. Any petition for judicial review must be filed within the 60 day time period specified by ORS 183.482. Pursuant to ORS 183.482, ORS 536.075 and OAR 137-003-0675 you may petition for judicial review and may petition the Director for reconsideration of this order. A petition for reconsideration may be granted or denied by the Director, and if no action is taken within 60 days following the date the petition was filed, the petition shall be deemed denied.

The quantity of water diverted at the new point of appropriation (well), together with that diverted at the old point of appropriation, shall not exceed the quantity of water lawfully available from the original point of appropriation.

When required by the Department, the water user shall install in-line flow meters or other suitable devices for measuring and recording the quantity of water used. The types and plans of the measuring device must be approved by the Department prior to beginning construction and shall be installed under the general supervision of the Department.

While, according to the well report, Whiting Well 1 does not conform with current construction standards, staff have concluded that the well was constructed in accordance with the standards in effect at the time that the well was constructed. If at any time, however, the well or its use:

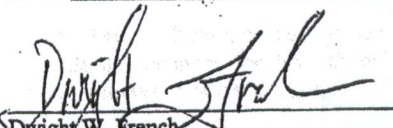
- a. acts as a conduit for groundwater contamination,
- b. allows loss of artisan pressure,
- c. allows waste of groundwater,
- d. interferes with senior groundwater users, or
- e. interferes with nearby surface water sources,

the Department may require that the well be repaired in accordance with current well construction standards.

This certificate is issued to confirm a change approving an ADDITIONAL POINT OF APPROPRIATION by an order of the Water Resources Director entered NOVEMBER 9, 1995, at Special Order Volume 49, Page 395, approving Transfer Application 6782, and together with Certificate 68680, supersedes Certificate 35217, State record of Water Right Certificates.

The right to the use of the water for the above purpose is restricted to beneficial use on the lands or place of use described.

Issued NOV 14 2011

  
Dwight W. French  
Water Right Services Administrator, for  
Phillip C. Ward, Director

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# Application for Water Right Transfer

## Evidence of Use Affidavit



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

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

State of Oregon )  
 ) ss  
 County of Harney

I, RONALD WHITING, in my capacity as OWNER,

mailing address PO Box 716, BURNS, OR, 97720

telephone number (541)573-3128, being first duly sworn depose and say:

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

- Personal observation       Professional expertise

2. I attest that:

Water was used during the previous five years on the **entire** place of use for Certificate # 87215 AND 68680; **OR**

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

Certificate #	Township	Range	Mer	Sec	¼ ¼	Gov't Lot or DLC	Acres (if applicable)
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**OR**

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

(continues on reverse side)

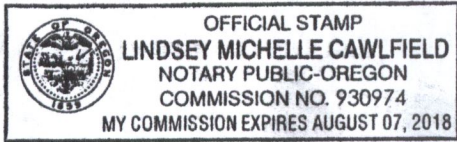
3. The water right was used for: (e.g., crops, pasture, etc.): CROPS AND PASTURE

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

Ronald Whiting  
Signature of Affiant

March 6, 2018  
Date

Signed and sworn to (or affirmed) before me this 6th day of March, 2018.



L. Cawfield  
Notary Public for Oregon

My Commission Expires: 8/07/18

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

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# Oregon

Kate Brown, Governor

## Water Resources Department

Eastern Region

Baker County Courthouse

1995 3rd Street, Suite 180

Baker City, OR 97814

Phone: (541) 523-8224

Fax: 1-866-214-3493

[www.wrd.state.or.us](http://www.wrd.state.or.us)

To: Oregon Water Resources

From: JR Johnson, Watermaster District 10

Date: 26Mar18

Re: Historic Change in Point of Diversion for Ron Whiting

With regard to the application for an historic change in point of appropriation for Ron Whiting I have no knowledge that a complaint of injury has been made due to the use of water at the actual, current point of appropriation. I am comfortable in supporting a decision to approve this application.

Respectfully,

JR Johnson

Oregon Water Resources

District 10 Watermaster

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