

Application for Permanent Water Right Transfer Part 1 of 5 – Minimum Requirements Checklist

	Th	is 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.								
Che	ck all ite	ms included with this application. (N/A = Not Applicable) DEC 3 1 2018								
\boxtimes		Part 1 – Completed Minimum Requirements Checklist.								
\boxtimes		Part 2 – Completed Transfer Application Map Checklist.								
\boxtimes		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.								
\boxtimes		Part 4 – Completed Applicant Information and Signature.								
\boxtimes		Part 5 – Information about Water Rights to be Transferred: How many water rights are to be transferred? One List them here: C-91112 Please include a separate Part 5 for each water right. (See instructions on page 6)								
		Attachments:								
\boxtimes		Completed Transfer Application Map.								
\boxtimes		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 690-80-2130 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 Additional signature(s) required Part is incomplete Other/Explanation								
		Staff:								

13199

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

		he transfer application map you submit includes all the required i water right map. Check all boxes that apply.	tems and
	CWREs, s	Water Right Examiner (CWRE) Stamp and Original Signature. For a ee http://apps.wrd.state.or.us/apps/wr/cwre_license_view/ . CWRE stare not required for substitutions.	
	N/A If more th	an three water rights are involved, separate maps are needed for each	n water right.
\boxtimes	Permanent	quality printed with dark ink on good quality paper.	
\boxtimes		f the map can be $8\frac{1}{2} \times 11$ inches, $8\frac{1}{2} \times 14$ inches, 11×17 inches, or ur 30×30 inch maps, one extra copy is required.	p to 30 x 30
\boxtimes	A north ar	row, a legend, and scale.	
	Proof/Clai scale of th	of the map must be: 1 inch = 400 feet, 1 inch = 1,320 feet, the scale of m of Beneficial Use Map (the map used when the permit was certificate county assessor map if the scale is not smaller than 1 inch = 1,320 feets been pre-approved by the Department.	ated), the
\boxtimes	Township, survey line	Range, Section, ¼ ¼, DLC, Government Lot, and other recognized pes.	oublic land
\boxtimes	Tax lot bo	undaries (property lines) are required. Tax lot numbers are recommen	ded.
\boxtimes		sical features including rivers and creeks showing direction of flow, l roads, and railroads.	akes and
\boxtimes		er delivery system features from the point(s) of diversion/appropriation ines, canals, and ditches.	on such as
	use includ quarter-qu recognized	lace of use that includes separate hachuring for each water right, prioring number of acres in each quarter-quarter section, government lot, carter section as projected within government lots, donation land claim public land survey subdivisions. If less than the entirety of the water aged, a separate hachuring is needed for lands left unchanged.	or in each
	use includ quarter-qu	place of use that includes separate hachuring for each water right, prioring number of acres in each quarter-quarter section, government lot, carter section as projected within government lots, donation land claim I public land survey subdivisions.	r in each
		oint(s) of diversion or well(s) with distance and bearing or coordinated survey corner. This information can be found in your water right cer	
		proposing a change in point(s) of diversion or well(s), show the proport clearly with distance and bearing or coordinates. If GPS coordinates	
RECEIV	ED latitude-lo	ngitude coordinates may be expressed as either degrees-minutes-seconligit after the decimal (example $-42^{\circ}32'15.5"$) or degrees-decimal wi	nds with at
DEC 312 Revis	በ ነ8 more digit ed 7/27/2017	s after the decimal (example – 42.53764°). Permanent Transfer Application Form – Page 2 of 8	TACS

OWRD

	FEE WORKSHEET for PERMANENT TRANSFER Part 3 of 5	- Fee	Worksheet
1	Base Fee (includes one type of change to one water right for up to 1 cfs)	1	\$1,160
	Types of change proposed:		
	Place of Use		ı
	Character of Use		
	Point of Diversion/Appropriation		
	Number of above boxes checked = 1 (2a)		
	Subtract 1 from the number in line $2a = 0$ (2b) If only one change, this will be 0		
2	Multiply line 2b by \$930 and enter » » » » » » » » » » » » » » »	2	0
	Number of water rights included in transfer 1 (3a)		
	Subtract 1 from the number in 3a above: <u>0</u> (3b) If only one water right this		
	will be 0		_
3	Multiply line 3b by \$520 and enter » » » » » » » » » » » » » »	3	0
	Do you propose to add or change a well, or change from a surface water POD		
	to a well?		
ĺ.,	No: enter 0 »» » » » » » » » » » » » » » » »		
4	Yes: enter \$410 » » » » » » » » » » » » » » » » »	4	\$ 410
	Do you propose to change the place of use or character of use?		•
	\boxtimes No: enter 0 on line 5 \gg		
	Yes: enter the cfs for the portions of the rights to be transferred (see		
	example below*): (5a)		}
	Subtract 1.0 from the number in 5a above: (5b)		
	If 5b is 0 or less, enter 0 on line 5 » » » » » » » » » » » » » » » »		
	If 5b is greater than 0, round up to the nearest whole number:(5c)		1
5	and multiply 5c by \$350, then enter on line 5 » » » » » » » »	5	0
6	Add entries on lines 1 through 5 above » » » » » » » » » Subtotal:	6	\$ 1,570
	Is this transfer:		
	necessary to complete a project funded by the Oregon Watershed		
	Enhancement Board (OWEB) under ORS 541.932?		
	endorsed in writing by ODFW as a change that will result in a net		
	benefit to fish and wildlife habitat?		
	If one or more boxes is checked, multiply line 6 by 0.5 and enter on line 7 »		
7	If no box is applicable, enter 0 on line 7» » » » » » » » » » » » » » » » » »	7	0
8	Subtract line 7 from line 6 » » » » » » » » » » » » » Transfer Fee:	8	\$ 1,570

*Example for Line 5a calculation to transfer 45.0 acres of Primary Certificate 12345 (total 1.25 cfs for 100 acres) and 45.0 acres of Supplemental Certificate 87654 (1/80 cfs per acre) on the same land:

- 1. For irrigation calculate cfs for each water right involved as follows:
 - a. Divide total authorized cfs by total acres in the water right (for C12345, 1.25 cfs \div 100 ac); then multiply by the number of acres to be transferred to get the transfer cfs (x 45 ac= 0.56 cfs).
 - b. If the water right certificate does not list total cfs, but identifies the allowable use as 1/40 or 1/80 of a cfs per acre; multiply number of acres proposed for change by either 0.025 (1/40) or 0.0125 (1/80). (For C87654, 45.0 ac x 0.0125 cfs/ac = 0.56 cfs)
- 2. Add cfs for the portions of water rights on all the land included in the transfer; however do not count cfs for supplemental rights on acreage for which you have already calculated the cfs fee for the primary right on the same land. The fee should be assessed only once for each "on the ground" acre included in the transfer. (In this example, blank 5a would be only 0.56 cfs, since both rights serve the same 45.0 acres. Blank 5b would be 0 and Line 5 would then also become 0).

		FEE WORKSHEET for SUBSTITUTION	est est	Prof. Branch
	1	Base Fee (includes change to one well)	1	\$840.00
		Number of wells included in substitution (2a)		
DECE	MET	Subtract 1 from the number in 3a above: (2b) If only one well this will be 0		
	2	Multiply line 2b by \$410 and enter » » » » » » » » » » » » » » »	2	
DEC 31	23118	Add	3	

Part 4 of 5 - Applicant Information and Signature

Applicant Information					
APPLICANT/BUSINESS NAME JWJ Farms, LLC			PHONE NO.	ADDITIONAL CON	TACT NO.
ADDRESS 70251 Old Experimental Road			<u> </u>	FAX NO.	
CITY Burns	STATE OR	ZIP 97720	E-MAIL		
BY PROVIDING AN E-MAIL A	DDRESS, O	CONSENT IS GIVE			
DEPARTMENT ELECTRONIC	ALLY. CO	PIES OF THE FIN	AL ORDER DOCU	MENTS WILL ALSO BE	MAILED.
Agent Information — The ag	gent is auth	norized to represe	nt the applicant in	all matters relating to	this application.
AGENT/BUSINESS NAME			PHONE NO.	ADDITIONAL CON	ITACT NO.
John A. Short / Water Right Se	ervices, LL	<u>C</u>	541-389-2837		
ADDRESS P.O. Box 1830				FAX NO.	
CITY	STATE	ZIP	E-MAIL		
Bend	OR	97709	johnshort@usa		
BY PROVIDING AN E-MAIL A					
DEPARTMENT ELECTRONIC	ALLY, CO	PIES OF THE FIN	AL ORDER DOCU	MENTS WILL ALSO BE	MAILED.
If you need additional space, con Check this box if this properties Reinvestment Act. (Fed.)	roject is fi	ully or partially		**	
 By signing this application, I Department approval of the authorized to pursue the transplant is a muname of the municipality or I affirm the applicant is an error condemnation the property the supporting documentation. 	transfer, I wasfer as iden inicipality a predecess a predecess tity with the	vill be required to p tified in OAR 690- s defined in ORS 5 or; OR te authority to cond	of the draft prelimi provide landownersh 380-4010(5); OR 40.510(3)(b) and the	nip information and evident at the right is in the sacquiring by	ior to nce that I am
I understand that prior to Depthe Department for publication right is located, once per week suggest publishing the notice I (we) affirm that the inform Applicant signature	n of a notice for two coin the follo	ce in a newspaper onsecutive weeks owing newspaper: tained in this ap	with general circ s. If more than one Burns – Times I	ulation in the area when e qualifying newspaper Herald.	RECEIVED DEC 31 201
Applicant signature		Print Name (and	Title if applicable)	Date	OWRD

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.

Check the following boxes	нан арріу	··							
The applicant is re continue to be sent	-	-	etion of	change(s). Noti	ces and correspondence shoul				
					ne proposed change(s) after the buld be sent to this landowner				
				-	e for completion of change(s) ndowner and the applicant.				
At this time, are the lands	in this tran	sfer appl	ication i	n the process of	being sold? Tyes No				
	w. If you d	lo not kno	ow who	the new landow	nplete the receiving landowner mer will be, then a request for				
If a property sells, the unless a sale agreemer http://www.oregon.go	nt or other	documen	t states o	otherwise. For n					
RECEIVING LANDOWNER NAME				PHONE NO.	ADDITIONAL CONTACT NO.				
ADDRESS	VA		· · · · · ·	<u> </u>	FAX NO.				
CITY	STATE	ZIP		E-MAIL					
IRRIGATION DISTRICT NAME N/A CITY			ADDRESS STATE ZIP						
Check here if water for	-	_			ervice agreement or other cont				
ENTITY NAME N/A		-	ADDRESS						
CITY	······································		STATE		ZIP				
To meet State Land Use C corporation, or tribal gove	Consistency ernments w	Require	ments, y	ou must list all diction water wi	county, city, municipal ll be diverted, conveyed or us				
ENTITY NAME Harney County Planning Dep			ADDRESS 360 N. Alvord						
OTOT I	partment		360 N.	-					
CITY Burns	partment		360 N. STATE OR	-	ZIP 97720				
	oartment		STATE	Alvord					
Burns	partment		STATE OR	Alvord					

DEC 31 2018

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 # 91112

Descri	ption of Water	Delivery Sy	sten	n					•				
System	capacity: 2.5	L cubic fee	t pe	r sec	ond	(cfs)	OR						
		gallons per minute (gpm)											
five ye	be the current wars. Include info ply the water at	ormation on t	the p	ump	s, ca	ınals			_				
	<u>Water i</u>	s pumped fr	om '	wells	s to 1	pipel	lines 2	nd ap	plied f	for cro	o irrigation.		
	cation of Auth POD/POA nan											ı (POA)	
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)	T	wp .	R	ng	Sec	1/4	1/4	Tax Lot, DLC or Gov.'t Lot	Measured Di (from a reco survey co	gnized	
Well #1	□ Authorized □ Proposed	HARN 52414	23	s	32	E	7	SE	NW		2,720' N, 1 of SW Co		
Well #3	□ Authorized □ Proposed	L-51441	23	s	32	E	7	sw	NE		2,830' N, 3,630' E of SW Cor S7		
Well #4		L-83213	23	s	32	E	7	sw	NW	GL 2	2,720' N, of SW Co		
Well #5	☐ Authorized ☐ Proposed		23	s	32	E	7	SE	NE		2,970' N, 3 of SW Co	-	
Well #6	☐ Authorized ☐ Proposed		23	s	32	E	7	sw	NE		2,850' N, 2 of SW Co	*	
Check	all type(s) of c	hange(s) pro	nos	ed b	elov	v (ch	ange	"COD	ES" a	re nrov	vided in naren	theses).	•
	Place of Use		·F··			(4.2.					Primary Use (-	
	Character of	Use (USE)									on/Well (POA)	` ,	
	Point of Dive	ersion (POD)						Additio	onal Po	oint of A	Appropriation ((APOA)	
	Additional P	oint of Diver	sion	(AP	OD)			Substit	RECE	VED			
	Surface Water POA (SW/G		oun	d Wa	ıter			Govern	ment	Action	POD (GOV)	DEC 31	2018
Will a	ll of the propos	ed changes a	affec	et the	e ent	tire v	water	right?	,			OWF	3 D

Complete all of Table 2 to describe the portion of the water right to be changed.

"CODES" listed above to describe the proposed changes.

Yes Complete only the Proposed ("to" or "on" lands) section of Table 2 on the next page. Use the

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 # 91112

List the change proposed for the acreage in each ½ 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	Proposed Proposed are made. Proposed are made.								ES							
Twp	Rn		Sec		14	Tax Lot	Gvt Lot or DLC		Type of USE listed on Certificate	DOD(a) or		"CODES" from previous page)	Tw	/p;	Rı	ig	Sec	1/4	1/4	Tax Lot	12.17	Acres	New Type of USE	POD(s)/ POA(s) to be used (from Table 1)	Priority Date
2 S	9	E.	15	NE	NW	100		-15:0	Integration		1901		2	S	9.		10	NW	ŃW	500	ila.	10.0			1901
			***									APOA	23 23	T	.9 32	E	2 7	SW NE	NW NE	500 1300		26.80	IS	POD#6 Wells 1,3,4,5,6	1901 2003
												"	23	-		E	7	NW	NE	1300	 	26.70	IS	66	"
												66	23 23		32	E	7	SW SE	NE NE	1300 1300		23.92	IS IS	"	"
												"	23	\dashv		E	7		NW	1300	 	33.30	IS	66	"
												66	23	s	32	E	7	NW	NW	1300	GL 1	21.00	IS	66	66
		R	EC	EIV	ED							66	23	S	32	E	7	SW	NW	1300	GL 2	17.20	IS	66	"
		DE	C 3	1 20	18	· 					,	"	23	S	32	E	7	SE	NW	1300		28.90	IS	"	"
- -									-		-					-									
			MV	RD														_							
L				T	OTA	L ACF	ES:			<u> </u>									OTA	L ACR	ES:	200.42			

Additional remark: N/A.

Revised 7/27/2017

Permanent Transfer Application Form – Page 7 of 8

TACS

F

For I	Place of Use or Character of Use Changes									
	there other water right certificates, water use permits or ground water registrate the "from" or the "to" lands? Yes No	tions associated								
If	YES, list the certificate, water use permit, or ground water registration numbers	s: <u>Cert 34029 & 14434.</u>								
a p	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 S	Substitution (ground water supplemental irrigation will be substituted for surfa irrigation)									
	ound water supplemental Permit or Certificate # <u>N/A;</u>	RECEIVED								
Sur	face water primary Certificate # <u>N/A.</u>	DEC 31 2018								
For a	change from Supplemental Irrigation Use to Primary Irrigation Use									
Ide	ntify the primary certificate to be cancelled. Certificate # N/A	OWRD								
For a	change in point(s) of appropriation (well(s)) or additional point(s) of app	ropriation:								
	Well log(s) are attached for each authorized and proposed well(s) that are clewith the corresponding well(s) in Table 1 above and on the accompanying apartip: 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									
AN	D/OR									
\boxtimes	Describe the construction of the authorized and proposed well(s) in Table 3 have a well log. For <i>proposed wells not yet constructed or built</i> , provide "a bar a well log."	•								

Table 3. Construction of Point(s) of Appropriation

to complete Table 3.

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.

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

Proposed or Authorized POA Name or Number	Is well -	If an existing well: OWRD Well ID Tag No. L-	well	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 han full rate of water right
Well #5	Yes		212?	24"	1-50'	0-30'	52-155'	14'	Sand	
Well #6	No		212'	24"	1-50'	0-30'	52-155'	14'	Sand	
	i									

Permanent Transfer Application Form - Page 8 of 8

Application for Water Right **Transfer**

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

Evidence of Use Affidavit

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, JOHN A. SHORT / WATER RIGHT SERVICES, LLC, in my capacity as WATER RIGHT SPECIALIST, mailing address P.O. BOX 1830, BEND, OR 97709 RECEIVED telephone number (541)389-2837, being first duly sworn depose and say: DEC 31 2018 1. My knowledge of the exercise or status of the water right is based on (check one): OWRD Personal observation 2. I attest that: \boxtimes Water was used during the previous five years on the entire place of use for Certificate # 91112; OR My knowledge is specific to the use of water at the following locations within the last five years: Gov't Lot Acres **Township** Certificate # Range Mer Sec -1/4 1/4 or DLC (if applicable) 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.

(continues on reverse side)

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)

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

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

Signature of Affiant

11-27-2018 Date

Notary Public for Oregon

Signed and sworn to (or affirmed) before me this 27 day of November, 2018.



My Commission Expires: August 30,2021

Supporting Documents	Examples
Copy of a water right certificate that has been issued within the last five years. (not a remaining right certificate)	Copy of confirming water right certificate that shows issue date
Copies of receipts from sales of irrigated crops or for expenditures related to use of water	Power usage records for pumps associated with irrigation use
	Fertilizer or seed bills related to irrigated crops
	Farmers Co-op sales receipt
Records such as FSA crop reports, irrigation	District assessment records for water delivered
district records, NRCS farm management plan, or records of other water suppliers	Crop reports submitted under a federal loan agreement
от о	Beneficial use reports from district
	IRS Farm Usage Deduction Report
	Agricultural Stabilization Plan
	CREP Report
Aerial photos containing sufficient detail to establish location and date of photograph	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.
	Sources for aerial photos:
	OSUwww.oregonexplorer.info/imagery
	OWRD – www.wrd.state.or.us
	Google Earth – earth.google.com
Approved Lease establishing beneficial use	TerraServer – www.terraserver.com Copy of instream lease or lease number
within the last 5 years	Copy of misucani lease of lease number

RECEIVED

DEC 31 2018

OWRD