

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

Application for Water Right Temporary or Drought Temporary Transfer Part 1 of 5 – Minimum Requirements Checklist

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

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

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FOR ALL TEMPORARY TRANSFER APPLICATIONS

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

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- X Part 1 – Completed Minimum Requirements Checklist.
- X Part 2 – Completed Temporary Transfer Application Map Checklist.
- X 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.
- X Part 4 – Completed Applicant Information and Signature.
- X Part 5 – Information about Transferred Water Rights: **How many water rights are to be transferred? 3 List them here: C-31638, C-34396, C-41060**
Please include a separate Part 5 for each water right. (See instructions on page 6)
- W ☐ N/A For standard Temporary Transfer (one to five years) **Begin Year 2020 End Year 2024.**
- ☐ XN/A Temporary Drought Transfer (Only in counties where the Governor has declared drought)

Attachments:

- X Completed Temporary Transfer Application Map.
- X Completed Evidence of Use Affidavit and supporting documentation.
- X Current recorded deed for the land **from** which the authorized place of use is temporarily being moved.
- X ☐ N/A Affidavit(s) of Consent from Landowner(s) (if the applicant does not own the land the water right is on.)
- ☐ XN/A Supplemental Form D – For water rights served by or issued in the name of a district. Complete when the temporary transfer applicant is not the district.
- X ☐ N/A Oregon Water Resources Department's Land Use Information Form with approval and signature (or signed land use form receipt stub) from each local land use authority in which water is to be diverted, conveyed, and/or used. 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.
- ☐ XN/A Water Well Report/Well Log for changes in point(s) of appropriation (well(s)) or additional point(s) of appropriation (if necessary to convey water to the proposed place of use).

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(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: _____

503-986-0

Date: _____

Part 2 of 5 – Temporary Transfer Application Map Checklist

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

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Please be sure that the temporary transfer application map you submit includes all the required items and matches the existing water right map. Check all boxes that apply.

- ☐ XN/A If **more than three** water rights are involved, separate maps are needed for each water right.
- X Permanent quality printed with dark ink on good quality paper.
- X 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.
- X A north arrow, a legend, and scale.
- X 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.
- X Township, Range, Section, ¼ ¼, DLC, Government Lot, and other recognized public land survey lines.
- X Tax lot boundaries (property lines) are required. Tax lot numbers are recommended.
- X Major physical features including rivers and creeks showing direction of flow, lakes and reservoirs, roads, and railroads.
- X Major water delivery system features from the point(s) of diversion/appropriation such as main pipelines, canals, and ditches.
- X 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.
- X ☐ N/A Proposed temporary 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.
- X Existing point(s) of diversion or well(s) with distance and bearing or coordinates from a recognized survey corner. This information can be found in your water right certificate or permit.
- XN/A If you are proposing a change in point(s) of diversion or well(s) to convey water to the new temporary place of use, show the proposed location and label it clearly with distance and bearing or coordinates. If GPS coordinates are used, latitude-longitude coordinates may be expressed as either degrees-minutes-seconds with at least one digit after the decimal (example – 42°32'15.5") or degrees-decimal with five or more digits after the decimal (example – 42.53764°).

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Part 3 of 5 – Fee Worksheet

FEE WORKSHEET for TEMPORARY (not drought) TRANSFERS			
1	Base Fee (includes temporary change to one water right for up to 1 cfs)	1	\$810.00
2	Number of water rights included in transfer <u>3 (2a)</u> Subtract 1 from the number in 3a above: <u>2 (2b)</u> <i>If only one water right this will be 0</i> Multiply line 2b by \$260.00 and enter » » » » » » » » » » » » » » » »	2	520.00
3	Do you propose to change the place of use for a non-irrigation use? ☒ No: enter 0 on line 4 » » » » » » » » » » » » » » » » ☐ Yes: enter the cfs for the portions of the rights to be transferred: _____ (4a) Subtract 1.0 from the number in 4a above: _____ (4b) If 4b is 0, enter 0 on line 4 » » » » » » » » » » » » » » » » If 4b is greater than 0, round up to the nearest whole number: _____ (4c) and multiply 4c by \$200.00, then enter on line 4 (or \$0.50 if submitted in a Department approved digital format) » » » » » » » » » »	4	0
4	Do you propose to change the place of use for an irrigation use? ☐ No: enter 0 on line 5 » » » » » » » » » » » » » » » » ☒ Yes: enter the number of acres for the portions of the rights to be transferred: <u>180.0 (5a)</u>		
5	Multiply the number of acres in 5a above by \$2.30 and enter on line 5 » »	5	414.00
6	Add entries on lines 1 through 5 above » » » » » » » » » » Subtotal:	6	1744.00
7	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 »		RECEIVED JUN 11 2014 OWRD
8	If no box is applicable, enter 0 on line 7» » » » » » » » » » » » » » » »	7	
9	Subtract line 7 from line 6 » » » » » » » » » » » » Transfer Fee:	8	1744.00

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FEE WORKSHEET for TEMPORARY DROUGHT TRANSFERS			
1	Base Fee (includes drought application and recording fee for up to 1 cfs)	1	\$200.00
	Enter the cfs for the portions of the rights to be transferred (see example below*): _____ (2a) Subtract 1.0 from the number in 2a above: _____ (2b) If 2b is 0, enter 0 on line 2 » » » » » » » » » » » » » » » » » » If 2b is greater than 0, round up to the nearest whole number: _____ (2c) and multiply 2c by \$50, then enter on line 2 » » » » » » » » » »		RECEIVED JUN 25 2014 OWRD
2		2	
3	Add entries on lines 1 through 2 above » » » » » » » » » Transfer Fee::	3	

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*Example for Line 2a 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. Divide total authorized cfs by total acres in the water right (for C12345, $1.25 \text{ cfs} \div 100 \text{ ac}$); then multiply by the number of acres to be transferred to get the transfer cfs ($x 45 \text{ ac} = 0.56 \text{ cfs}$).
2. 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, $45.0 \text{ ac} \times 0.0125 \text{ cfs/ac} = 0.56 \text{ cfs}$)
3. 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 2a would be only 0.56 cfs, since both rights serve the same 45.0 acres. Blank 2b would be 0 and Line 2 would then also become 0).

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Part 4 of 5 – Applicant Information and Signature

Applicant Information

APPLICANT/BUSINESS NAME FRED WALLENDER		PHONE NO. 541-963-3800	ADDITIONAL CONTACT NO.
ADDRESS 65228 AIRPORT LANE		FAX NO.	
CITY LA GRANDE	STATE OREGON	ZIP 97850	E-MAIL
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.

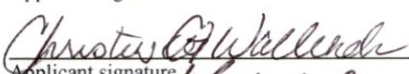
AGENT/BUSINESS NAME Greg Blackman		PHONE NO. 541-963-6771	ADDITIONAL CONTACT NO. 541-786-2859 Cell
ADDRESS 126 Ridge Drive		FAX NO.	
CITY La Grande	STATE Oregon	ZIP 97850	E-MAIL gtblackman@yahoo.com
BY PROVIDING AN E-MAIL ADDRESS, CONSENT IS GIVEN TO RECEIVE ALL CORRESPONDENCE FROM THE DEPARTMENT ELECTRONICALLY. COPIES OF THE FINAL ORDER DOCUMENTS WILL ALSO BE MAILED.			

Explain in your own words what you propose to accomplish with this transfer application; and why: Owners wish to transfer this water temporarily, and then file to permanently keep the water in the transferred position.

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)

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

 Applicant signature	Fred Wallender Print Name (and Title if applicable)	<u>5-22-19</u> Date
 Applicant signature	CHRISTINE G. WALLENDER Print Name (and Title if applicable)	<u>5/10/2019</u> Date
 Applicant signature	F. TIMOTHY WALLENDER Print Name (and Title if applicable)	

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 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) has been conveyed.

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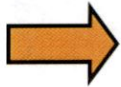
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☐ Check here if any of the water rights proposed for transfer are or will be located within or served by an irrigation or other water district. (Tip: Complete and attach Supplemental Form D.)

DISTRICT NAME	ADDRESS	
CITY	STATE	ZIP

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

ENTITY NAME	ADDRESS	
CITY	STATE	ZIP



To meet State Land Use Consistency Requirements, you must list all 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 Oregon	ZIP 97850

ENTITY NAME	ADDRESS	
CITY	STATE	ZIP

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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 6, to copy and paste additional Part 5s, or to add additional rows to tables within the form.

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Description of Water Delivery System

System capacity: 5.7 cubic feet per second (cfs) **OR**

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2559 gallons per minute (gpm)

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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. There is but one POD being used for all three of the rights being transferred in this application. Although C-31638 calls only the NE, NW of Sec 27, the point of diversion is clearly described in C-34396 and C-4060 and both ties agree with the other and are the same location. Water is taken from the Grande Ronde River by 2 - 150 HP electric motors a short distance apart, both using a 10" short couple turbine. Fred Wallenders pump is south of Tim and Christine Wallenders 150 hp pump. Both pumps are variable speed and can pump at a lesser rate to comply with low pressure nozzles on the pivots. Both pumps feed separate 15" mainlines. Water goes into a 15" PVC buried line that feeds the existing 2 3/4" pivots. The water is also diverted into a 10" aluminum above ground portable mainline that delivers water to the corners of the pivots. The Fred Wallenders' pump delivers exclusively to the Fred Wallenders lands, and Tim and Christine Wallender pump delivers water exclusively to the Tim and Christine Wallender property.

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

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

POD/POA Name or Number	Is this POD/POA Authorized on the Certificate or is it Proposed?	If POA, OWRD Well Log ID# (or Well ID Tag # L-___)	Twp		Rng		Sec	1/4 1/4		Tax Lot, DLC or Gov't Lot	Measured Distances (from a recognized survey corner)
POD 1	☒ Authorized ☐ Proposed		2	S	39	E	22	S E	S W	9301	NE, NW, SEC 27, T2S R39E, WM
	☐ Authorized ☐ Proposed										
	☐ Authorized ☐ Proposed										
	☐ Authorized ☐ Proposed										

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

- ☒ Place of Use (POU)
☐ Point of Diversion (POD)
☐ Additional Point of Diversion (APOD)

☐ Appropriation/Well (POA)
☐ Additional Point of Appropriation (APOA)

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

- ☐ Place of Use (POU)
☐ Character of Use (USE)
☐ Point of Diversion (POD)

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

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

- ☐ 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 water right to be changed.

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

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

Additional remarks: _____.

For Place of Use Changes

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

If YES, list the certificate, water use permit, or ground water registration numbers: C-31638, C-34396 _____

Pursuant to ORS 540.525, any "layered" water use such as an irrigation right that is supplemental to a primary right proposed for temporary transfer can be included in the transfer or remain unused on the authorized place of use. If the primary water right does not revert soon enough to allow use of the supplemental right within five years, the supplemental right shall become subject to cancellation for nonuse under ORS 540-610.

For a change in point(s) of appropriation (well(s)) or additional point(s) of appropriation if necessary to convey the water to the new temporary place of use:

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

AND/OR

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

Table 3. Construction of Point(s) of Appropriation

Any well(s) in this listing must be clearly tied to corresponding well(s) described in Table 1 and shown on the accompanying application map. Failure to provide the information will delay the processing of your transfer application until it is received. The information is necessary for the department to assess whether the proposed well(s) will access the same source aquifer as the authorized point(s) of appropriation (POA). The Department is prohibited by law from approving POA changes that do not access the same source aquifer.

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

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Part 5 of 5 – Water Right Information

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

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Description of Water Delivery System

System capacity: 5.7 cubic feet per second (cfs) **OR**
2559 gallons per minute (gpm)

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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. There is but one POD being used for all three of the rights being transferred in this application. Although C-31638 calls only the NE, NW of Sec 27, the point of diversion is clearly described in C-34396 and C-4060 and both ties agree with the other and are the same location. Water is taken from the Grande Ronde River by 2 - 150 HP electric motors a short distance apart, both using a 10" short couple turbine. Fred Wallenders pump is south of Tim and Christine Wallenders 150 hp pump. Both pumps are variable speed and can pump at a lesser rate to comply with low pressure nozzles on the pivots. Both pumps feed separate 15" mainlines. Water goes into a 15" PVC buried line that feeds the existing 2 3/4" pivots. The water is also diverted into a 10" aluminum above ground portable mainline that delivers water to the corners of the pivots. The Fred Wallenders' pump delivers exclusively to the Fred Wallenders lands, and Tim and Christine Wallender pump delivers water exclusively to the Tim and Christine Wallender property.

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

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

POD/POA Name or Number	Is this POD/POA Authorized on the Certificate or is it Proposed?	If POA, OWRD Well Log ID# (or Well ID Tag # L-___)	Twp	Rng	Sec	1/4 1/4	Tax Lot, DLC or Gov't Lot	Measured Distances (from a recognized survey corner)
1	☒ Authorized ☐ Proposed		2 S	39 E	22	S E S W	9301	70 feet North and 1630 feet east from the NW corner of section 27
	☐ Authorized ☐ Proposed							
	☐ Authorized ☐ Proposed							
	☐ Authorized ☐ Proposed							

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

- ☒ Place of Use (POU)
☐ Point of Diversion (POD)
☐ Additional Point of Diversion (APOD)

☐ Appropriation/Well (POA)
☐ Additional Point of Appropriation (APOA)

1 3 2 1 0

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

- ☐ Place of Use (POU)
☐ Character of Use (USE)

☐ Point of Appropriation/Well (POA)
☐ Additional Point of Appropriation (APOA)

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

- ☐ 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 water right to be changed.

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

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

Table 2. Description of Temporary Changes to Water Right Certificate # 31638

List only the part of the right that will be changed. For the acreage in each ¼ ¼, list the change proposed. If more than one change, specify the acreage associated with each change. If more than one POD/POA, 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	Type of USE listed on Certificate	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	New Type of USE	POD(s)/ POA(s) to be used (from Table 1)	Priority Date						
EXAMPLE																										
2	S	9		15	NE	NW	100		15.0	Irrigation	POD #1 POD #2	1901	POU/POD	2	S	9	E	1	NW	NW	500	1	10.0		POD #5	1901
“	“	“	“	“	“	“	“	“	“	EXAMPLE	“	“	“	2	S	9	E	2	SW	NW	500		5.0		POD #6	1901
2	S	39	E	22	SW	SW	9301		0.5	irrig	1	12/8/ 1960 1/3/ 1961	POU	2	S	39	E	23	NW	NE	9301		27.8	irrig	1	12/8 1960 1/3/ 1961
2	S	39	E	22	SE	SW	9301		36.8	irrig	1	12/8/ 1960 1/3/ 1961	POU	2	S	39	E	23	SE	NE	9301		1.7	irrig	1	12/8 1960 1/3/ 1961
2	S	39	E	22	SW	SE	9300		1.7	irrig	1	12/8/ 1960 1/3/ 1961	POU	2	S	39	E	23	NE	SW	9301		30	irrig	1	12/8 1960 1/3/ 1961
2	S	39	E	27	NE	NW	9300		24	irrig	1	12/8/ 1960 1/3/ 1961	POU	2	S	39	E	23	NW	SW	6301		30	irrig	1	12/8 1960 1/3/ 1961
2	S	39	E	27	SE	NW	9301		26.5	irrig	1	12/8/ 1960 1/3/ 1961														
									89.5														89.5			

Additional remarks:_____.

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Certificate # 31638**For Place of Use Changes**

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

If YES, list the certificate, water use permit, or ground water registration numbers: _C-34396,
C-41060 _____

Pursuant to ORS 540.525, any "layered" water use such as an irrigation right that is supplemental to a primary right proposed for temporary transfer can be included in the transfer or remain unused on the authorized place of use. If the primary water right does not revert soon enough to allow use of the supplemental right within five years, the supplemental right shall become subject to cancellation for nonuse under ORS 540-610.

For a change in point(s) of appropriation (well(s)) or additional point(s) of appropriation if necessary to convey the water to the new temporary place of use:

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AND/OR

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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 6, to copy and paste additional Part 5s, or to add additional rows to tables within the form.

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Description of Water Delivery System

System capacity: 5.7 cubic feet per second (cfs) **OR**

2559 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. There is but one POD being used for all three of the rights being transferred in this application. Although C-31638 calls only the NE, NW of Sec 27, the point of diversion is clearly described in C-34396 and C-4060 and both ties agree with the other and are the same location. Water is taken from the Grande Ronde River by 2 - 150 HP electric motors ashort distance apart , both using a 10" short couple turbine. Fred Wallenders pump is south of Tim and Christine Wallenders 150 hp pump. Both pumps are variable speed and can pump at a lesser rate to comply with low pressure nozzles on the pivots. Both pumps feed separate 15" mainlines. Water goes into a 15" PVC buried line that feeds the existing 2 3/4 pivots. The water is also diverted into a 10" aluminum above ground portable mainline that delivers water to the corners of the pivots. The Fred Wallenders' pump delivers exclusively to the Fred Wallenders lands, and Tim and Christine Wallender pump delivers water exclusively to the Tim and Christine Wallender property.

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

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

POD/POA Name or Number	Is this POD/POA Authorized on the Certificate or is it Proposed?	If POA, OWRD Well Log ID# (or Well ID Tag # L-___)	Twp		Rng		Sec	1/4 1/4		Tax Lot, DLC or Gov't Lot	Measured Distances (from a recognized survey corner)
1	☒ Authorized ☐ Proposed		2	S	39	E	22	S E	S W	9301	70 feet North and 1630 feet east from the NW corner of section 27
	☐ Authorized ☐ Proposed										
	☐ Authorized ☐ Proposed										
	☐ Authorized ☐ Proposed										

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

- ☒ Place of Use (POU)
☐ Point of Diversion (POD)
☐ Additional Point of Diversion (APOD)

☐ Appropriation/Well (POA)
☐ Additional Point of Appropriation (APOA)

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

- ☐ Place of Use (POU)
☐ Character of Use (USE)

☐ Point of Appropriation/Well (POA)
☐ Additional Point of Appropriation (APOA)

☐ Point of Diversion (POD)

☐ Additional Point of Diversion (APOD)

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

☐ 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 water right to be changed.

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

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

Table 2. Description of Temporary Changes to Water Right Certificate # 34396

List only the part of the right that will be changed. For the acreage in each ¼ ¼, list the change proposed. If more than one change, specify the acreage associated with each change. If more than one POD/POA, 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	Acres	Type of USE listed on Certificate	POD(s) or POA(s) (name or number from Table 1)	Priority Date	Twp		Rng		Sec	¼ ¼		Tax Lot	Gvt Lot or DLC	Acres	New Type of USE	POD(s)/ POA(s) to be used (from Table 1)	Priority Date		
EXAMPLE																										
2	S	9		15	NE	NW	100		15.0	Irrigation	POD #1 POD #2	1901	POU/POD	2	S	9	E	1	NW	NW	500	1	10.0		POD #5	1901
“	“	“	“	“	“	“	“	“	“	EXAMPLE	“	“	“	2	S	9	E	2	SW	NW	500		5.0		POD #6	1901
2	S	39	E	22	NE	SE	9300		9.1	irrig	1	8/1/ 1961	POU	2	S	39	E	23	SE	NE	9301		5.5	irrig	1	8/1/ 1961
2	S	39	E	22	SE	SW	9300		9.1	irrig	1	8/1/ 1961	POU	2	S	39	E	23	SW	NE	9301		30.0		1	8/1/ 1961
2	S	39	E	27	NE	NE	9300		9.1	irrig	1	8/1/ 1961	POU													
2	S	39	E	27	SE	NE	9300		8.2	irrig	1	8/1/ 1961														
TOTAL ACRES									35.5														TOTAL ACRES			35.5

Additional remarks: _____

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Certificate # 34396**For Place of Use Changes**

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

If YES, list the certificate, water use permit, or ground water registration numbers: __C-31638, C-41060 _____

Pursuant to ORS 540.525, any "layered" water use such as an irrigation right that is supplemental to a primary right proposed for temporary transfer can be included in the transfer or remain unused on the authorized place of use. If the primary water right does not revert soon enough to allow use of the supplemental right within five years, the supplemental right shall become subject to cancellation for nonuse under ORS 540-610.

For a change in point(s) of appropriation (well(s)) or additional point(s) of appropriation if necessary to convey the water to the new temporary place of use:

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

AND/OR

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

Table 3. Construction of Point(s) of Appropriation

Any well(s) in this listing must be clearly tied to corresponding well(s) described in Table 1 and shown on the accompanying application map. Failure to provide the information will delay the processing of your transfer application until it is received. The information is necessary for the department to assess whether the proposed well(s) will access the same source aquifer as the authorized point(s) of appropriation (POA). The Department is prohibited by law from approving POA changes that do not access the same source aquifer.

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

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Application for Water Right Transfer Evidence of Use Affidavit



Oregon Water Resources Department
725 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)
County of UNION) ss

I, FRED WALLENDER, in my capacity as PROPERTY OWNER,

mailing address 65228 AIRPORT LANE

telephone number (541)963-3800, 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 # C-31638, C-34396 AND C-41060; **OR**
- ☐ My knowledge is specific to the use of water at the following locations within the last five years:

Certificate #	Township	Range	Mer	Sec	1/4 1/4	Gov't Lot or DLC	Acres (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.
- ☐ 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)

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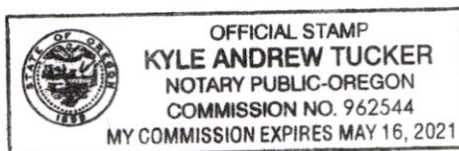
3. The water right was used for: (e.g., crops, pasture, etc.): CROPS

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.

Jack Walker
Signature of Affiant

5-13-19
Date

Signed and sworn to (or affirmed) before me this 13th day of May, 2019.



[Signature]
Notary Public for Oregon

My Commission Expires: May 16th 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 records, NRCS farm management plan, or records of other water suppliers	• District assessment records for water delivered • Crop reports submitted under a federal loan agreement • 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: OSU – www.oregonexplorer.info/imagery OWRD – www.wrd.state.or.us Google Earth – earth.google.com TerraServer – www.terra-server.com
☐ Approved Lease establishing beneficial use within the last 5 years	Copy of instream lease or lease number

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From: Robin Mastrude RMastrude@otecc.com
Subject: Ruckman Rd 150 HP Pump
Date: Yesterday at 1:58 PM
To: [REDACTED]
Cc: [REDACTED]

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Hi Fred:

Please find the electrical usage for pump on Ruckman Rd. for 2018.

Name	Mbr Sep	Status	Service Address	Cycle
WALLENDER FRED	19957-008	A D	RUCKMAN RD CO 150HP PUMP	3

Mbr Sep: Search Display: Customer Info Customize

Bill Date	Bill Amount	KWH
04/16/19	34.18	40
03/14/19	32.00	0
02/14/19	32.00	0
01/15/19	32.00	0
12/13/18	34.18	40
11/13/18	34.18	40
10/16/18	1,082.55	17200
09/13/18	359.16	2600
08/14/18	481.01	6700
07/12/18	727.41	11360
06/12/18	818.20	12600
05/15/18	742.45	9700
04/12/18	32.00	0

Get Usage Read Meter Print History

WALLENDER FRED D

Mbr Sep: 19957-008
Status: Active Electric

Mbr Sep: Search Display: Customer Info Customize

Bill Date	Bill Amount	KWH
03/13/18	32.00	0
02/13/18	32.00	0
01/16/18	32.00	0
12/12/17	32.00	0
11/14/17	32.00	0
10/12/17	532.20	5600
09/12/17	-20.56	40
08/15/17	474.24	7600
07/13/17	767.11	13000
06/13/17	518.51	5780
05/16/17	32.00	0
04/13/17	32.00	0
03/14/17	32.00	0

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Get Usage Read Meter Print History

WALLENDER FRED D

Mbr Sep: 19957-008
Status: Active Electric

Location: 362200001
Meter: 50736952

Dist: 12
Rate: 30
Class: 3
Cycle: 3

Ledger

Notes Exist

Future: 00
Balance: [REDACTED] Add a Note

Payments(0)	Adjustments(0)	Misc
Read Date: 04/12/19 Bill Date: 04/16/19 Due Date: 05/06/19	Read Type: 2 Bill Type: 2	Days of Service: 31 Average Temp: 0.0 Multiplier: 20
Current Read: 13700 Previous Read: 13698 KWH: 40 Lgt KWH: 0 KVA: .000 KVAR: .000	Demand Read: .050 Actual Demand: 1.000 Billed Demand: 1.000	view bill
	Horsepower: 00	

Energy	34.28	Penalty:	.00
Fuel:	-10	Other Amt 1:	.00
Lgt Charge:	.00	Other Amt 2:	.00
Tax:	.00	Other Amt 3:	.00
Local Tax:	.00	Interest:	.00
Franch Tax:	.00	Member Fee:	.00
Gross Tax:	.00	Cons Deposit:	.00
OtherTax:	.00	Other Deposit:	.00
Misc Chg:	.00	Bill Amount:	34.18
Other Chg:	.00	BB Amount:	.00
Equipment:	.00	Arrears:	[REDACTED]
Round Up:	.00	Ancillary:	.00
Contract:	.00	Net:	[REDACTED]

Land Use Information Form



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

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NOTE TO APPLICANTS

In order for your application to be processed by the Water Resources Department (WRD), this Land Use Information Form must be completed by a local government planning official in the jurisdiction(s) where your water right will be used and developed. The planning official may choose to complete the form while you wait, or return the receipt stub to you. Applications received by WRD without the Land Use Form or the receipt stub will be returned to you. Please be aware that your application will not be approved without land use approval.

This form is NOT required if:

- 1) Water is to be diverted, conveyed, and/or used only on federal lands; **OR**
- 2) The application is for a water right transfer, allocation of conserved water, exchange, permit amendment, or ground water registration modification, and all of the following apply:
 - a) The existing and proposed water use is located entirely within lands zoned for exclusive farm-use or within an irrigation district;
 - b) The application involves a change in place of use only;
 - c) The change does not involve the placement or modification of structures, including but not limited to water diversion, impoundment, distribution facilities, water wells and well houses; and
 - d) The application involves irrigation water uses only.

NOTE TO LOCAL GOVERNMENTS

The person presenting the attached Land Use Information Form is applying for or modifying a water right. The Water Resources Department (WRD) requires its applicants to obtain land-use information to be sure the water rights do not result in land uses that are incompatible with your comprehensive plan. Please complete the form or detach the receipt stub and return it to the applicant for inclusion in their water right application. You will receive notice once the applicant formally submits his or her request to the WRD. The notice will give more information about WRD's water rights process and provide additional comment opportunities. You will have 30 days from the date of the notice to complete the land-use form and return it to the WRD. If no land-use information is received from you within that 30-day period, the WRD may presume the land use associated with the proposed water right is compatible with your comprehensive plan. Your attention to this request for information is greatly appreciated by the Water Resources Department. If you have any questions concerning this form, please contact the WRD's Customer Service Group at 503-986-0801.

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Land Use Information Form

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Oregon Water Resources Department
725 Summer Street NE, Suite A
Salem, Oregon 97301-1266
(503) 986-0900
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Applicant(s): FRED WALLENDER

Mailing Address: 65228 AIRPORT LN

City: LA GRANDE

State: OREGON

Zip Code: 97850

Daytime Phone: 541-963-3800

A. Land and Location

Please include the following information for all tax lots where water will be diverted (taken from its source), conveyed (transported), and/or used or developed. Applicants for municipal use, or irrigation uses within irrigation districts may substitute existing and proposed service-area boundaries for the tax-lot information requested below.

Township	Range	Section	¼ ¼	Tax Lot #	Plan Designation (e.g., Rural Residential/RR-5)	Water to be:			Proposed Land Use:
<u>2S</u>	<u>39E</u>	<u>22</u>	<u>SW, NW</u>	<u>9301</u>	_____	☒ Diverted	☒ Conveyed	☒ Used	_____
<u>2S</u>	<u>39E</u>	<u>22</u>	<u>SW, SE</u>	<u>9300</u>	_____	☐ Diverted	☒ Conveyed	☒ Used	_____
<u>2S</u>	<u>39E</u>	<u>22</u>	<u>SE, SE</u>	<u>9300</u>	_____	☐ Diverted	☒ Conveyed	☒ Used	_____
<u>2S</u>	<u>39E</u>	<u>23</u>	<u>S W 1/4</u>	<u>9301</u>	_____	☐ Diverted	☒ Conveyed	☒ Used	_____
<u>2S</u>	<u>39E</u>	<u>23</u>	<u>SE 1/4</u>	<u>9301</u>	_____				

List all counties and cities where water is proposed to be diverted, conveyed, and/or used or developed:

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B. Description of Proposed Use

Type of application to be filed with the Water Resources Department:

- ☐ Permit to Use or Store Water ☒ Water Right Transfer ☐ Permit Amendment or Ground Water Registration Modification
☐ Limited Water Use License ☐ Allocation of Conserved Water ☐ Exchange of Water

Source of water: ☐ Reservoir/Pond ☐ Ground Water ☒ Surface Water (name) GRANDE RONDE RIVER

Estimated quantity of water needed: 5.7 ☒ cubic feet per second ☐ gallons per minute ☐ acre-feet

Intended use of water: ☒ Irrigation ☐ Commercial ☐ Industrial ☐ Domestic for _____ household(s)
☐ Municipal ☐ Quasi-Municipal ☐ Instream ☐ Other _____

Briefly describe:

The Wallenders wish to temporarily transfer water to two new pivots for the purpose of irrigation of crops. The transfer will be for 5 years time.

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Note to applicant: If the Land Use Information Form cannot be completed while you wait, please have a local government representative sign the receipt at the bottom of the next page and include it with the application filed with the Water Resources Department.

See bottom of Page 3. →

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For Local Government Use Only

The following section must be completed by a planning official from each county and city listed unless the project will be located entirely within the city limits. In that case, only the city planning agency must complete this form. This deals only with the local land-use plan. Do not include approval for activities such as building or grading permits.

Please check the appropriate box below and provide the requested information

- ☒ Land uses to be served by the proposed water uses (including proposed construction) are allowed outright or are not regulated by your comprehensive plan. Cite applicable ordinance section(s):
- ☐ Land uses to be served by the proposed water uses (including proposed construction) involve discretionary land-use approvals as listed in the table below. (Please attach documentation of applicable land-use approvals which have already been obtained. Record of Action/land-use decision and accompanying findings are sufficient.) **If approvals have been obtained but all appeal periods have not ended, check "Being pursued."**

Type of Land-Use Approval Needed (e.g., plan amendments, rezones, conditional-use permits, etc.)	Cite Most Significant, Applicable Plan Policies & Ordinance Section References	Land-Use Approval:	
Ministerial	ORS 215.203(1)	☒ Obtained ☐ Denied	☐ Being Pursued ☐ Not Being Pursued
		☐ Obtained ☐ Denied	☐ Being Pursued ☐ Not Being Pursued
		☐ Obtained ☐ Denied	☐ Being Pursued ☐ Not Being Pursued
		☐ Obtained ☐ Denied	☐ Being Pursued ☐ Not Being Pursued
		☐ Obtained ☐ Denied	☐ Being Pursued ☐ Not Being Pursued

Local governments are invited to express special land-use concerns or make recommendations to the Water Resources Department regarding this proposed use of water below, or on a separate sheet.

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Name: Scott Hartell Title: Planning Director

Signature: Scott Hartell Phone: 541-963-1014 Date: 5-6-2019

Government Entity: _____

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Note to local government representative: Please complete this form or sign the receipt below and return it to the applicant. If you sign the receipt, you will have 30 days from the Water Resources Department's notice date to return the completed Land Use Information Form or WRD may presume the land use associated with the proposed use of water is compatible with local comprehensive plans.

Receipt for Request for Land Use Information

Applicant name: _____

City or County: _____ Staff contact: _____

Signature: _____ Phone: _____ Date: _____

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After Recording Return to:
Fred Wallender
65228 Airport Lane
La Grande, OR 97850
Tax Statements Sent to:
Timothy & Christine Wallender
65302 Airport Lane
La Grande, OR 97850

20140056

STATUTORY BARGAIN AND SALE DEED

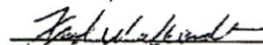
Fred Wallender, Grantor, conveys to F. Timothy Wallender and Christine G. Wallender, Husband and Wife, As Tenants By The Entirety, Grantee, the following described real property:

SEE EXHIBIT "A" ATTACHED HERETO FOR DETAILED LEGAL DESCRIPTION
AND HEREBY CONSOLIDATING WITH EXHIBIT "B"

"BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON TRANSFERRING FEE TITLE SHOULD INQUIRE ABOUT THE PERSON'S RIGHTS, IF ANY, UNDER ORS 195.300, 195.301 AND 195.305 TO 195.336 AND SECTIONS 5 TO 11, CHAPTER 424, OREGON LAWS 2007, AND SECTIONS 2 TO 9 AND 17, CHAPTER 855, OREGON LAWS 2009, AND SECTIONS 2 TO 7, CHAPTER 8, OREGON LAWS 2010. THIS INSTRUMENT DOES NOT ALLOW USE OF THE PROPERTY DESCRIBED IN THIS INSTRUMENT IN VIOLATION OF APPLICABLE LAND USE LAWS AND REGULATIONS. BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON ACQUIRING FEE TITLE TO THE PROPERTY SHOULD CHECK WITH THE APPROPRIATE CITY OR COUNTY PLANNING DEPARTMENT TO VERIFY THAT THE UNIT OF LAND BEING TRANSFERRED IS A LAWFULLY ESTABLISHED LOT OR PARCEL, AS DEFINED IN ORS 92.010 OR 215.010, TO VERIFY THE APPROVED USES OF THE LOT OR PARCEL, TO DETERMINE ANY LIMITS ON LAWSUITS AGAINST FARMING OR FOREST PRACTICES, AS DEFINED IN ORS 30.930, AND TO INQUIRE ABOUT THE RIGHTS OF NEIGHBORING PROPERTY OWNERS, IF ANY, UNDER ORS 195.300, 195.301 AND 195.305 TO 195.336 AND SECTIONS 5 TO 11, CHAPTER 424, OREGON LAWS 2007, AND SECTIONS 2 TO 9 AND 17, CHAPTER 855, OREGON LAWS 2009, AND SECTIONS 2 TO 7, CHAPTER 8, OREGON LAWS 2010."

The true consideration for this conveyance is \$LOT LINE ADJUSTMENT. (Here comply with requirements of ORS 93.030)

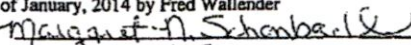
Dated this E day of January, 2014.


Fred Wallender

STATE OF OREGON)
COUNTY OF UNION) ss.

Signed or attested before me on this 8th day of January, 2014 by Fred Wallender




Margaret N. Schonbachler
Notary Public for the State of Oregon
My commission expires: 9-23-17

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EXHIBIT A
LEGAL DESCRIPTION
LOT LINE ADJUSTMENT
Adjusted Tract

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Situate in Section 22, Township 2 South, Range 39 East of the Willamette Meridian, Union County, Oregon, more particularly described as follows:

The Northeast quarter of the Southeast quarter,

EXCEPTING THEREFROM, A tract of land more particularly described as follows:

Beginning at a point on the South line of the Northeast quarter of the Southeast quarter, 40 feet East of the Southwest corner of said Northeast quarter of the Southeast quarter,

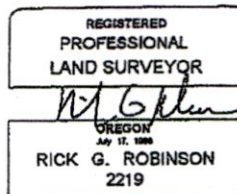
Thence; East, along said South line of the Northeast quarter of the Southeast quarter to the Southeast corner of the Northeast quarter of the Southeast quarter,

Thence; North, along the line common to Sections 22 and 23, a distance of 40 feet,

Thence; West, along a line parallel to the South line of said Northeast quarter of the Southeast quarter, to a point on a line parallel to and 40 feet East of the West line of the Northeast quarter of the Southeast quarter and 40 feet North of the Point of Beginning,

Thence; South, along said line parallel to and 40 feet East of the West line of the Northeast quarter of the Southeast quarter, a distance of 40 feet to the Point of Beginning.

ALSO EXCEPTING THEREFROM, the West 40 feet and the North 40 feet of the Northeast quarter of the Southeast quarter of said Section 22.



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EXHIBIT B
LEGAL DESCRIPTION
LOT LINE ADJUSTMENT
F. Timothy and Christine G. Wallender Tract After Adjustment

Situate in Township 2 South, Range 39 East of the Willamette Meridian, Union County, Oregon,
more particularly described as follows:

Section 22: The South half of the Southeast quarter and the Northeast quarter of the Southeast
quarter,

EXCEPTING THEREFROM, A tract of land more particularly described as follows:

Beginning at the Southwest corner of the Northwest quarter of the Southeast quarter of said
Section 22,

Thence; East, along the North line of the South half of the Southeast quarter of Section 22, to a
point on the South line of the Northeast quarter of the Southeast quarter 40 feet East of
the Southwest corner of said Northeast quarter of the Southeast quarter,

Thence; South, along a line parallel to the East line of the Southwest quarter of the Southeast
quarter of Section 22, a distance of 37.65 feet,

Thence; West, along a line parallel to the Northerly line of the South half of the Southeast
quarter, to the West line of the Southwest quarter of the Southeast quarter,

Thence; North, along said West line of the Southwest quarter of the Southeast quarter, a distance
of 37.65 feet, to the Point of Beginning.

ALSO EXCEPTING THEREFROM, the West 40 feet and the North 40 feet of the Northeast
quarter of the Southeast quarter of said Section 22.

Section 26: The Northwest quarter;

Section 27: The Northeast quarter;

Subject to easements of record or as they exist.

Subject to rights of the public over and across County Road No. 34 (Hamilton Road), County
Road No. 35B (Ruckman Road) and County Road No. 126 (Booth Lane)

STATE OF OREGON

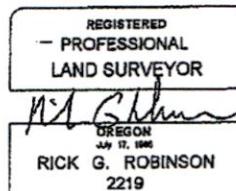
County of Union

I certify that this instrument was
received and recorded in the book of
records of said county.

ROBIN A. CHURCH
Union County Clerk

by: Deputy.
DOC#: 201400561
RCPT: 164995 60.00
1/08/2014 12:40 PM
REFUND: .00

Page 1 of 1



Renewal Date: December 31, 2014

13210

Application for Water Right
Transfer
Consent by Deeded Landowner



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

RECEIVED

JUN 25 2019

OWRD

State of Oregon)
County of Union)ss

I F. Timothy and Christine G. Wallender in my/our capacity as Land owners of Tax Lot 9300,
T2S R39E,

mailing address 65302 Airport Ln,

telephone number 541-963-9298, duly sworn depose and say that I

consent to the proposed change(s) to Water Right Certificate Number C-31685, C-34396, & C-
41060

described in a Transfer Application (T-) submitted by Fred Wallender,
(transfer number, if known)

on the property in tax lot number(s) 9300, Section 22, 26. and 27, Township 2

South, Range 39 East, W.M., located at 63170 Hamilton Road, Union County.
(site address)

RECEIVED

JUN 11 2019

OWRD

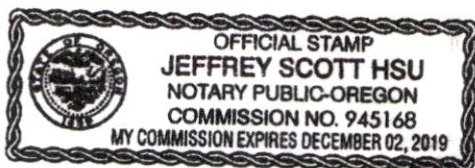
Christine G. Wallender
Signature of Affiant

5/10/19
Date

F. Timothy Wallender
Signature of Affiant

5/10/2019
Date

Subscribed and Sworn to before me this 10 day of MAY, 2019.



[Signature]
Notary Public for Oregon

13210

My commission expires DEC. 02, 2019

20134068

THE ATTACHED PAGES WERE SIGNED IN COUNTERPART TO SAID DOCUMENT

13 24333 *
Send tax statements to:
Fred Wallender
165228 Airport Ln
LaGrande, OR 97185

RECEIVED

JUN 25 2019

OWRD

After recording return to:
Eastern Oregon Title, Inc.
PO Box 1084
La Grande OR 97850

WARRANTY DEED - STATUTORY FORM

Wanda L. Lindquist, Trustee of the Lindquist Revocable Living Trust, dated September 11, 2008; Wanda L. Lindquist, Trustee of the Sparks Family Trust U/A/D December 26, 1996; Maria Maureen DaCruz; and Louann Kathrin Contreras, as their interest may appear of record, Grantor, conveys and warrants to Fred Wallender, Grantee, the real property described in the attached Exhibit A free of encumbrances except those of record.

The true consideration for this conveyance is \$1,137,000.00.

BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON TRANSFERRING FEE TITLE SHOULD INQUIRE ABOUT THE PERSON'S RIGHTS, IF ANY, UNDER ORS 195.300, 195.301 AND 195.305 TO 195.336 AND SECTIONS 5 TO 11, CHAPTER 424, OREGON LAWS 2007, SECTIONS 2 TO 9 AND 17, CHAPTER 855, OREGON LAWS 2009, AND SECTIONS 2 TO 7, CHAPTER 8, OREGON LAWS 2010. THIS INSTRUMENT DOES NOT ALLOW USE OF THE PROPERTY DESCRIBED IN THIS INSTRUMENT IN VIOLATION OF APPLICABLE LAND USE LAWS AND REGULATIONS. BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON ACQUIRING FEE TITLE TO THE PROPERTY SHOULD CHECK WITH THE APPROPRIATE CITY OR COUNTY PLANNING DEPARTMENT TO VERIFY THAT THE UNIT OF LAND BEING TRANSFERRED IS A LAWFULLY ESTABLISHED LOT OR PARCEL, AS DEFINED IN ORS 92.010 OR 215.010, TO VERIFY THE APPROVED USES OF THE LOT OR PARCEL, TO DETERMINE ANY LIMITS ON LAWSUITS AGAINST FARMING OR FOREST PRACTICES, AS DEFINED IN ORS 30.930, AND TO INQUIRE ABOUT THE RIGHTS OF NEIGHBORING PROPERTY OWNERS, IF ANY, UNDER ORS 195.300, 195.301 AND 195.305 TO 195.336 AND SECTIONS 5 TO 11, CHAPTER 424, OREGON LAWS 2007, SECTIONS 2 TO 9 AND 17, CHAPTER 855, OREGON LAWS 2009, AND SECTIONS 2 TO 7, CHAPTER 8, OREGON LAWS 2010.

DATED this 20 day of November, 2013.

The Sparks Family Trust U/A/D December 26, 1996

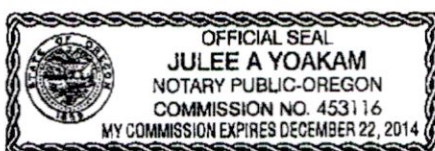
Wanda L. Lindquist, Trustee
By: Wanda L. Lindquist, Trustee

Lindquist Revocable Living Trust, dated September 11, 2008

Wanda L. Lindquist, Trustee
By: Wanda L. Lindquist, Trustee

STATE OF OREGON)
) ss.
County of Coos)

Signed or attested before me on this ____ day of November, 2013 by Wanda L. Lindquist, Trustee of The Sparks Family Trust U/A/D December 26, 1996 and Trustee of The Lindquist Revocable Living Trust, Dated September 11, 2008.



Julee A. Yoakam
Notary Public for Oregon
My commission expires: 12-22-2014

13210

EXHIBIT "A"

Situate in Township 2 South, Range 39 East of the Willamette Meridian, Union County, Oregon, more particularly described as follows:

Section 22:

The Northeast quarter of the Southeast quarter, and all that portion of the South half of the Southwest quarter lying East of the center of State Ditch;

ALSO INCLUDING a tract of land more particularly described as follows:

Beginning at the Southwest corner of the Northwest quarter of the Southeast quarter of Section 22; thence East, along the North line of the South half of the Southeast quarter of Section 22, to a point on the South line of the Northeast quarter of the Southeast quarter, 40 feet East of the Southwest corner of said Northeast quarter of the Southeast quarter; thence South, along a line parallel to the East line of the Southwest quarter of the Southeast quarter of Section 22, a distance of 37.65 feet; thence West, along a line parallel to the Northerly line of the South half of the Southeast quarter, to the West line of the Southwest quarter of the Southeast quarter; thence North, along said West line of the Southwest quarter of the Southeast quarter, a distance of 37.65 feet, to the Point of Beginning.

EXCEPTING THEREFROM, a tract of land more particularly described as follows:

Beginning at a point on the South line of the Northeast quarter of the Southeast quarter, 40 feet East of the Southwest corner of said Northeast quarter of the Southeast quarter; thence East, along said South line of the Northeast quarter of the Southeast quarter to the Southeast corner of the Northeast quarter of the Southeast quarter; thence North, along the line common to Sections 22 and 23, a distance of 40 feet; thence West, along a line parallel to the Southerly line of said Northeast quarter of the Southeast quarter, to a point on a line parallel to and 40 feet East of the West line of the Northeast quarter of the Southeast quarter and 40 feet North of the Point of Beginning; thence South, along said line parallel to and 40 feet East of the West line of the Northeast quarter of the Southeast quarter, a distance of 40 feet to the Point of beginning.

Section 23:

The South half.

Section 26:

The Northeast quarter.

Section 27:

All that portion of the Northwest quarter lying East of the center of the State Ditch.

Section 25:

The Northwest quarter.

(02S39-9301; Ref. Nos. 11689, 11909, 11942, 16897, 16898, 16899, 16900, 16901, 16902, 17104, 17105, and 17106)

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JUN 25 2019

OWRD

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JUN 25 2019

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Dated this 20 day of November, 2013

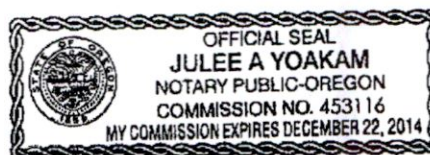
Maria Maureen DaCruz
Maria Maureen DaCruz

STATE OF OREGON)
)ss.
COUNTY OF Coos)

Signed or attested before me on this 20th day of November, 2013 by Maria Maureen DaCruz



Julie
Notary Public for the State of Oregon
My commission expires: 12-22-2014



Dated this _____ day of November, 2013

See page 4 for counterpart signature
Louann Kathrin Contreras

STATE OF)
)ss.
COUNTY OF)

Signed or attested before me on this _____ day of November, 2013 by Louann Kathrin Contreras

Notary Public for the State of Oregon
My commission expires: _____

13210

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JUN 25 2019

OWRD

Dated this _____ day of November, 2013

See page 3 for counterpart signature

Maria Maureen DaCruz

STATE OF OREGON)

)ss.

COUNTY OF)

Signed or attested before me on this _____ day of November, 2013 by Maria Maureen DaCruz

Notary Public for the State of Oregon

My commission expires: _____

Dated this 20 day of November, 2013

Louann Kathrin Contreras
Louann Kathrin Contreras

STATE OF CALIFORNIA)

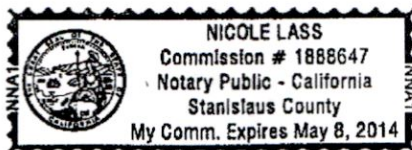
)ss.

COUNTY OF STANISLAUS)

Signed or attested before me on this 20 day of November, 2013 by Louann Kathrin Contreras

Nicole Lass
Notary Public for the State of ~~Oregon~~ CALIFORNIA

My commission expires: May 08, 2014



13210

Page 4 of 4

STATE OF OREGON }

County of Union }

SS

I Certify that this instrument was received and recorded in the book of records of said county.

ROBIN A. CHURCH
Union County Clerk



by: Nicole Lass Deputy:

DOC# 20134068

RCPT: 164415 \$60.00

11/22/2013 11:39 AM

REFUND: .00

Page 4/4