

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

Application for Permit Amendment

Part 1 of 5 – Minimum Requirements Checklist

1

This permit amendment application will be returned if Parts 1 through 5 and all required attachments are not completed and included.
 For questions, please call (503) 986-0900, and ask for Transfer Section.

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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. If you have questions, call Customer Service at (503) 986-0801.
- Part 4 – Completed Applicant Information and Signature.
- Part 5 – Information about Permits to be Amended: **Number of permits to be amended: 1**
List the Permits here: G-17520 Attachment #2
 Please include a separate Part 5 for each permit. (See instructions on page 6)
- Completed Permit Amendment Application Map (Does not have to be prepared by a Certified Water Right Examiner). **Attachment #1**
- N/A Request for Assignment Form and statutory fee. The request for assignment form has to be completed if the applicant is **not** the permit holder of record and needs to be assigned to the permit; **or** the landowner of the proposed place of use is **not** the permit holder of record and needs to be assigned to the permit (the Request for Assignment Form is available online at <https://www.oregon.gov/OWRD/Forms/Pages/default.aspx>). Assignment is not needed if the applicant is the permit holder of record.
- N/A Affidavit(s) of Consent are required from all permit holder(s) of record if the permit is not assigned to the applicant **or** other permit holders of record that are not listed as applicants. **Attachment #3**
- 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. **Attachment #4**
- N/A Water Well Report/Well Log for changes in point(s) of appropriation (well(s)) or additional point(s) of appropriation. **Attachment #5**
- 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 feet from the surface water source and more than 1000 feet upstream or downstream from the point of diversion. (ORS 540.531(2) or (3)).

(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: ____/____/____

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Part 2 of 5 – Permit Amendment Map Checklist

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

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

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- N/A If **more than three** permits are involved, separate maps for each permit. FEB 28 2020
- Permanent quality printed with dark ink on good quality paper. OWRD
- The size of the map can be 8½ x 11 inches, 8½ x 14 inches, 11 x 17 inches, or up to 30 x 30 inches. For 30 x 30 inch maps, one extra copy is required.
- A north arrow, a legend, and scale.
- The scale of the map must be: 1 inch = 400 feet, 1 inch = 1,320 feet, the scale of the county assessor map if the scale is not smaller than 1 inch = 1,320 feet, or a scale that has been pre-approved by the Department.
- Township, Range, Section, ¼ ¼, DLC, Government Lot, and other recognized public land survey lines.
- Tax lot boundaries (property lines) are required. Tax lot numbers are recommended.
- Major physical features including rivers and creeks showing direction of flow, lakes and reservoirs, roads, and railroads.
- Major water delivery system features from the point(s) of diversion/appropriation such as main pipelines, canals, and ditches.
- Existing place of use that includes separate hachuring for each water use permit, priority date, and use including number of acres in each quarter-quarter section, government lot, or in each quarter-quarter section as projected within government lots, donation land claims, or other recognized public land survey subdivisions. If less than the entirety of the permit is being changed, a separate hachuring is needed for the portion of the permit left unchanged.
- N/A If you are proposing a change in place of use, show the proposed place of use with hachuring that includes separate hachuring for each permit, priority date, and use including number of acres in each quarter-quarter section, government lot, or in each quarter-quarter section as projected within government lots, donation land claims, or other recognized public land survey subdivisions.
- Existing point(s) of diversion or well(s) with distance and bearing or coordinates from a recognized survey corner. This information can be found in your water use permit.
- N/A If you are proposing a change in point(s) of diversion or well(s), show the proposed location and label it clearly with distance and bearing or coordinates. If 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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FEE WORKSHEET for PERMIT AMENDMENT			
1	Base Fee (includes one type of change to one permit for up to 1 cfs)	1	\$1,160
2	Types of change proposed: <input checked="" type="checkbox"/> Place of Use <input checked="" type="checkbox"/> Point of Diversion/Appropriation Number of above boxes checked = 2 (2a) Subtract 1 from the number in line 2a = 1 (2b) <i>If only one change, this will be 0</i> Multiply line 2b by \$930 and enter » » » » » » » » » » » » » » » » » »	2	\$930
3	Number of permits included in Permit Amendment 1 (3a) Subtract 1 from the number in 3a: 0 (3b) <i>If only one permit this will be 0</i> Multiply line 3b by \$520 and enter » » » » » » » » » » » » » » » » » »	3	0
4	Do you propose to add or change a well, or change from a surface water POD to a well? <input type="checkbox"/> No: enter 0 » » » » » » » » » » » » » » » » » » <input checked="" type="checkbox"/> Yes: enter \$410 » » » » » » » » » » » » » » » » » »	4	\$410
5	Do you propose to change the place of use? <input type="checkbox"/> No: enter 0 on line 5 » » » » » » » » » » » » » » » » » » <input checked="" type="checkbox"/> Yes: enter the cfs for the portions of the permits to be amended (see example below*): 2.7 (5a) Subtract 1.0 from the number in 5a above: 1.7 (5b) If 5b is 0, enter 0 on line 5 » » » » » » » » » » » » » » » » » » If 5b is greater than 0, round up to the nearest whole number: 2 (5c) and multiply 5c by \$350, then enter on line 5 » » » » » » » » » »	5	\$700
6	Add entries on lines 1 through 5 above » » » » » » » » » » Subtotal:	6	\$3200
7	Is this permit amendment: <input type="checkbox"/> necessary to complete a project funded by the Oregon Watershed Enhancement Board (OWEB) under ORS 541.932? <input type="checkbox"/> 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 » If no box is applicable, enter 0 on line 7» » » » » » » » » » » » » » » » » »	7	0
8	Subtract line 7 from line 6 » » » » » » » » » » Permit Amendment Fee:	8	\$3200

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

- For irrigation calculate cfs for each permit involved as follows:
 - Divide total authorized cfs by total acres in the permit (for S-12345, 1.25 cfs ÷ 100 ac); then multiply by the number of acres to be changed to get the application cfs (x 45 ac = 0.56 cfs).
 - If the water right permit 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 S-87654, 45.0 ac x 0.0125 cfs/ac = 0.56 cfs)
- Add cfs for the portions of permits on all the land included in the application; however **do not count cfs for supplemental permits on acreage for which you have already calculated the cfs fee for the primary permit on the same land.** The fee should be assessed only once for each “on the ground” acre included in the application. (In this example, blank 5a would be only 0.56 cfs, since both permits serve the same 45.0 acres. Blank 5b would be 0 and Line 5 would then also become 0).

Part 4 of 5 – Applicant Information and Signature

Applicant Information

APPLICANT/BUSINESS NAME Threemile Canyon Farms, Inc. (Greg Harris, Manager)		PHONE NO. (541) 481-9274	ADDITIONAL CONTACT NO.
ADDRESS 75906 Threemile Road			FAX NO.
CITY Boardman	STATE OR	ZIP 97818	E-MAIL gharris@rdoffutt.com
BY PROVIDING AN E-MAIL ADDRESS, CONSENT IS GIVEN TO RECEIVE ALL CORRESPONDENCE FROM THE DEPARTMENT ELECTRONICALLY. COPIES OF THE FINAL ORDER DOCUMENTS WILL ALSO BE MAILED.			

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

AGENT/BUSINESS NAME Molly Reid, GeoEngineers Inc.		PHONE NO. (509) 209-2846	ADDITIONAL CONTACT NO. (541) 310-7264 CELL
ADDRESS 8019 W. Quinault Avenue, Suite 201			FAX NO.
CITY Kennewick	STATE WA	ZIP 99336	E-MAIL mreid@geoengineers.com
BY PROVIDING AN E-MAIL ADDRESS, CONSENT IS GIVEN TO RECEIVE ALL CORRESPONDENCE FROM THE DEPARTMENT ELECTRONICALLY. COPIES OF THE FINAL ORDER DOCUMENTS WILL ALSO BE MAILED.			

Explain in your own words what you propose to accomplish with this permit amendment; and why:
The applicant proposes to amend the place of use and points of appropriation to permit G17520.

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) Non-Applicable

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Is the applicant the permit holder of record? Yes No

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If NO, include either:

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

Has the Completion ("C") Date of the permit(s) in this application expired? Yes No

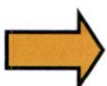
If YES, this application will not be accepted by the Department.

If NO, what are the completion dates of the permit(s)? 10/1/2020

- If the permit completion date expires while the Permit Amendment Application is pending, the Department will not approve the Permit Amendment Application until an Extension of Time Application is approved for the permit.
- You may consider using the Reimbursement Authority process to expedite the processing of this Permit Amendment Application if the completion date of the permit expires within 6 months of the date of filing this application.

By my signature below, I confirm that I understand:

- Prior to Department approval of the permit amendment, I may be required to submit payment to the Department for publication of a notice in a newspaper with general circulation in the area where the permit is located, once per week for two consecutive weeks. If more than one qualifying newspaper is available, I suggest publishing the notice in the following newspaper: East Oregonian.



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


Applicant Signature

Greg Harris
Print Name (and Title if applicable)

2/17/2020
Date

Applicant Signature

Print Name (and Title if applicable)

Date

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Check one of the following:

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

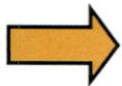
Check the appropriate box, if applicable:

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

IRRIGATION DISTRICT NAME Non-Applicable	ADDRESS	
CITY	STATE	ZIP

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

ENTITY NAME Non-Applicable	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 Morrow County Planning Department	ADDRESS 205 NE Third Street	
CITY Irrigon	STATE OR	ZIP 97844

ENTITY NAME	ADDRESS	
CITY	STATE	ZIP

ENTITY NAME	ADDRESS	
CITY	STATE	ZIP

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Part 5 of 5 – Water Use Permit Information

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

PERMIT # G-17520

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

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

POD/POA Name or Number	Is this POD/POA Authorized by the permit or is it Proposed?	If POA, OWRD Well Log ID# (or Well ID Tag # L-___)	Twp		Rng		Sec	¼ ¼		Tax Lot, DLC or Gov't Lot	Measured Distances (from a recognized survey corner)
Well 1	<input checked="" type="checkbox"/> Authorized <input type="checkbox"/> Proposed	NOT DRILLED	3	N	23	E	26	NW	NE	100	345 Feet South and 1430 Feet West from the NE Corner, Section 26
Well 2	<input checked="" type="checkbox"/> Authorized <input type="checkbox"/> Proposed	NOT DRILLED	3	N	23	E	23	NE	SE	100	1775 Feet North and 175 Feet West From SE Corner, Section 23
Well H-1	<input type="checkbox"/> Authorized <input checked="" type="checkbox"/> Proposed	MORR 635	3	N	23	E	3	NW	NW	100 GL 4	1160 Feet South and 1180 Feet East from NW Corner, Section 3
Well H-2	<input type="checkbox"/> Authorized <input checked="" type="checkbox"/> Proposed	NOT DRILLED	3	N	23	E	3	NW	SW	100	GPS Location: 45.770017 N -119.933932 E 2538 Feet North and 746 Feet East from the SW Corner of Section 3

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

- | | |
|---|--|
| <input checked="" type="checkbox"/> Place of Use (POU) | <input checked="" type="checkbox"/> Point of Appropriation/Well (POA) |
| <input type="checkbox"/> Point of Diversion (POD) | <input type="checkbox"/> Additional Point of Appropriation (APOA) |
| <input type="checkbox"/> Additional Point of Diversion (APOD) | <input type="checkbox"/> Surface water POD to Ground Water POA (SW/GW) |

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

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

For a change in place of use:

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

- Yes No

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

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

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

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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 Changes to Water Use Permit # G-17520

List the change proposed for the acreage in each 1/4 1/4. If more than one change is proposed, specify the acreage associated with each change.
If there is more than one POD/POA involved in the proposed changes, specify the acreage associated with each POD/POA.

AUTHORIZED (the "from" or "off" lands)										PROPOSED (the "to" or "on" lands)											
The listing that appears on the certificate BEFORE PROPOSED CHANGES										The listing as it would appear AFTER PROPOSED CHANGES are made.											
Twp	Rng	Sec	1/4	Tax Lot	Gvt Lot or DLC	Acre (if applicable)	POD(s) or POA(s) (name or number from Table 1)	Priority Date	Proposed Changes (see "CODES" from previous page)	Twp	Rng	Sec	1/4	Tax Lot	Gvt Lot or DLC	Acre (if applicable)	POD(s) or POA(s) to be used (from Table 1)	Priority Date			
EXAMPLE																					
3	N	24	E	19	SW	NE	120	WELLS 1,2	4-25-2014	POA/POU	3	N	23	E	3	NE	NE	100	1	WELLS HI, H2	4-25-2014
3	N	24	E	19	NE	NW	120	WELLS 1,2	4-25-2014	POA/POU	3	N	23	E	3	NW	NE	100	2	WELLS HI, H2	4-25-2014
3	N	24	E	19	NW	NW	120	WELLS 1,2	4-25-2014	POA/POU	3	N	23	E	3	SW	NE	100		WELLS HI, H2	4-25-2014
3	N	24	E	19	SW	NW	120	WELLS 1,2	4-25-2014	POA/POU	3	N	23	E	3	SE	NE	100		WELLS HI, H2	4-25-2014
3	N	24	E	19	SE	NW	120	WELLS 1,2	4-25-2014	POA/POU	3	N	23	E	3	NE	NW	100	3	WELLS HI, H2	4-25-2014
3	N	24	E	19	NE	SW	120	WELLS 1,2	4-25-2014	POA/POU	3	N	23	E	3	NW	NW	100	4	WELLS HI, H2	4-25-2014
3	N	24	E	19	NW	SW	120	WELLS 1,2	4-25-2014	POA/POU	3	N	23	E	3	SW	NW	100		WELLS HI, H2	4-25-2014
										POA/POU	3	N	23	E	3	SE	NW	100		WELLS HI, H2	4-25-2014
										POA/POU	3	N	23	E	3	NE	SW	100		WELLS HI, H2	4-25-2014
										POA/POU	3	N	23	E	3	NW	SW	100		WELLS HI, H2	4-25-2014
										POA/POU	3	N	23	E	3	NE	SE	100		WELLS HI, H2	4-25-2014

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																		WELLS HI, H2	4-25-2014
TOTAL ACRES													TOTAL ACRES						N/A

Additional remarks: The FROM and TO lands are not contiguous but are within an area in which a listed species resides (Washington Ground Squirrel.) The applicant owns both the FROM and TO lands in which this permit is proposed to be amended. (ORS 496.171 to 496.192) Amending the location to the TO lands is a mitigation and conservation effort that further benefits the species. This mitigation requirement is included in a settlement agreement between Threemile Canyon Farms and Water Watch (and other parties) dated December 5, 2000.

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

If YES, list the other certificate, permit, or ground water registration numbers: _____

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

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

Well log(s) are attached for each authorized and proposed well(s) that are clearly labeled and associated with the corresponding well(s) in Table 1 above and on the accompanying application map. (**Tip:** You may search for well logs on the Department’s web page at: http://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
Well H-2	No	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A
Well H-1	Yes	MORR 635	See	Attached	Well	Log				

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Attachment #1
Permit Amendment Map
Permit Amendment Application for Permit G-17520

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Attachment #2

Permit G-17520

Permit Amendment Application for Permit G-17520

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STATE OF OREGON

COUNTY OF MORROW

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PERMIT TO APPROPRIATE THE PUBLIC WATERS

FEB 23 2020

THIS PERMIT IS HEREBY ISSUED TO

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THREEMILE CANYON FARMS LLC
WELLS FARGO BANK, NATIONAL ASSOCIATION
75906 THREEMILE RD
BOARDMAN, OR 97818

The specific limits and conditions of the use are listed below.

APPLICATION FILE NUMBER: G-17851

SOURCE OF WATER: WELL 1 AND WELL 2 IN WILLOW CREEK BASIN

PURPOSE OR USE: AGRICULTURE USE

MAXIMUM RATE: 2.70 CUBIC FEET PER SECOND

PERIOD OF USE: YEAR-ROUND

DATE OF PRIORITY: APRIL 25, 2014

WELL LOCATIONS:

WELL 1: NW ¼ NE ¼ SECTION 26, T3N, R23E, W.M.; 345 FEET SOUTH AND 1430 FEET WEST FROM NE CORNER, SECTION 26

WELL 2: NE ¼ SE ¼ SECTION 23, T3N, R23E, W.M.; 1775 FEET NORTH AND 175 FEET WEST FROM SE CORNER, SECTION 23

THE PLACE OF USE IS LOCATED AS FOLLOWS:

	SW ¼ NE ¼
	NE ¼ NW ¼
Gov't Lot 1	NW ¼ NW ¼
Gov't Lot 2	SW ¼ NW ¼
	SE ¼ NW ¼
	NE ¼ SW ¼
Gov't Lot 3	NW ¼ SW ¼
	SECTION 19
	TOWNSHIP 3 NORTH, RANGE 24 EAST, W.M.

Measurement devices, and recording/reporting of annual water use conditions:

- A. Before water use may begin under this permit, the permittee shall install a totalizing flow meter at each point of appropriation. The permittee shall maintain the device in good working order.
- B. The permittee shall allow the watermaster access to the device; provided however, where any device is located within a private structure, the watermaster shall request access upon reasonable notice.
- C. The permittee shall keep a complete record of the volume of water diverted each month, and shall submit a report which includes water-use measurements to the Department annually, or more frequently as may be required by the Director. Further, the Director may require the permittee to report general water-use information, including the place and nature of use of water under the permit.
- D. The Director may provide an opportunity for the permittee to submit alternative measuring and reporting procedures for review and approval.

Static Water Level Conditions

The Department requires the water user to obtain, from a qualified individual (see below), and report annual static water levels for each well on the permit. The static water level shall be measured in the month of March. Reports shall be submitted to the Department within 30 days of measurement.

The permittee shall report an initial March static water-level measurement once well construction is complete, and annual measurements thereafter. Annual measurements are required whether or not the well is used. The first annual measurement will establish a reference level against which future measurements will be compared. However, the Director may establish the reference level based on an analysis of other water-level data. The Director may require the user to obtain and report additional water levels each year if more data are needed to evaluate the aquifer system.

All measurements shall be made by a certified water rights examiner, registered professional geologist, registered professional engineer, licensed well constructor or pump installer licensed by the Construction Contractors Board. Measurements shall be submitted on forms provided by, or specified by, the Department. Measurements shall be made with equipment that is accurate to at least the standards specified in OAR 690-217-0045. The Department requires the individual performing the measurement to:

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- A. Associate each measurement with an owner's well name or number and a Department well log ID; and
- B. Report water levels to at least the nearest tenth of a foot as depth-to-water below ground surface; and
- C. Specify the method of measurement; and
- D. Certify the accuracy of all measurements and calculations reported to the Department.

The Department may require the discontinuance of groundwater use, or reduce the rate or volume of withdrawal, from the well(s) if any of the following events occur:

- A. Annual water-level measurements reveal an average water-level decline of three or more feet per year for five consecutive years; or
- B. Annual water-level measurements reveal a water-level decline of 15 or more feet in fewer than five consecutive years; or
- C. Annual water-level measurements reveal a water-level decline of 25 or more feet; or
- D. Hydraulic interference leads to a decline of 25 or more feet in any neighboring well with senior priority.

The period of restricted use shall continue until the water level rises above the decline level which triggered the action or the Department determines, based on the permittee's and/or the Department's data and analysis, that no action is necessary because the aquifer in question can sustain the observed declines without adversely impacting the resource or causing substantial interference with senior water rights. The water user shall not allow excessive decline, as defined in Commission rules, to occur within the aquifer as a result of use under this permit. If more than one well is involved, the water user may submit an alternative measurement and reporting plan for review and approval by the Department.

Any well drilled as part of this water right must be conditioned to appropriate water from a single aquifer in the Columbia River Basalt Group aquifer system. The permittee shall demonstrate, using packer tests or other suitable methods, that the hydraulic heads of water-bearing zones in the proposed open interval are similar enough to prevent loss of artesian pressure from one zone to another.

Before any new wells are drilled, the permittee shall instruct the well constructor to contact the Groundwater Section of the Water Resources Department to arrange for the collection of drill cuttings.

Prior to using water from any well listed on this permit, the permittee shall ensure that the well has been assigned an OWRD Well Identification Number (Well ID tag), which shall be permanently attached to the well. The Well ID shall be used as a reference in any correspondence regarding the well, including any reports of water use, water level, or pump test data.

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Page 4

STANDARD CONDITIONS

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Failure to comply with any of the provisions of this permit may result in action including, but not limited to, restrictions on the use, civil penalties, or cancellation of the permit.

If the number, location, source, or construction of any well deviates from that proposed in the permit application or required by permit conditions, this permit may be subject to cancellation, unless the Department authorizes the change in writing.

If substantial interference with surface water or a senior water right occurs due to withdrawal of water from any well listed on this permit, then use of water from the well(s) shall be discontinued or reduced and/or the schedule of withdrawal shall be regulated until or unless the Department approves or implements an alternative administrative action to mitigate the interference. The Department encourages junior and senior appropriators to jointly develop plans to mitigate interferences.

The well(s) shall be constructed and maintained in accordance with the General Standards for the Construction and Maintenance of Water Supply Wells in Oregon. The works shall be equipped with a usable access port adequate to determine water-level elevation in the well at all times.

If the riparian area is disturbed in the process of developing a point of appropriation, the permittee shall be responsible for restoration and enhancement of such riparian area in accordance with ODFW's Fish and Wildlife Habitat Mitigation Policy OAR 635-415. For purposes of mitigation, the ODFW Fish and Wildlife Habitat Mitigation Goals and Standards, OAR 635-415, shall be followed.

The use may be restricted if the quality of downstream waters decreases to the point that those waters no longer meet state or federal water quality standards due to reduced flows.

Where two or more water users agree among themselves as to the manner of rotation in the use of water and such agreement is placed in writing and filed by such water users with the watermaster, and such rotation system does not infringe upon such prior rights of any water user not a party to such rotation plan, the watermaster shall distribute the water according to such agreement.

Prior to receiving a certificate of water right, the permit holder shall submit to the Water Resources Department the results of a pump test meeting the Department's standards for each point of appropriation (well), unless an exemption has been obtained in writing under OAR 690-217. The Director may require water-level or pump-test data every ten years thereafter.

This permit is for the beneficial use of water without waste. The water user is advised that new regulations may require the use of best practical technologies or conservation practices to achieve this end.

By law, the land use associated with this water use must be in compliance with statewide land-use goals and any local acknowledged land-use plan.

Completion of construction and application of the water shall be made within five years of the date of permit issuance. If beneficial use of permitted water has not been made before this date, the permittee may submit an application for extension of time, which may be approved based upon the merit of the application.

Within one year after making beneficial use of water, the permittee shall submit a claim of beneficial use, which includes a map and report, prepared by a Certified Water Rights Examiner.

Issued *DECEMBER 21 2015*

E. Timothy Wallin

E. Timothy Wallin, Water Rights Program Manager
for Thomas M. Byler, Director

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Attachment #3
Affidavit of Consent
Permit Amendment Application for Permit G-17520

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

State of ~~Oregon~~ ^{WSB} Washington)
)ss
 County of Yakima)

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I W. Barry Bendall, Wells Fargo Bank, National Association in my/our capacity as
Commercial Banking Relationship Manager,

mailing address 32 N 3rd St., Ste 212, Yakima, WA 98901,

telephone number 509-576-6182, duly sworn depose and say that I

consent to the proposed change(s) to Water Right Certificate Number Permit G-17520

described in a Transfer Application (T-N/A) submitted by Threemile Canyon Farms,
(transfer number, if known)

on the property in tax lot number(s) 100, Section 3,19, Township 3

North, Range 24 East, W.M., located at 75906 Threemile Road, Boardman, OR .
(site address)


 Signature of Affiant

2/20/2020

Date

 Signature of Affiant

 Date

Subscribed and Sworn to before me this 20 day of February, ²⁰²⁰ 201. ^{WSB}



Maclovia Cardenas
 Notary Public for ~~Oregon~~ ^{WSB} Washington

My commission expires 4.19.2021.

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Attachment #5

Well Logs

Permit Amendment Application for Permit G-17520

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STATE OF OREGON
WATER WELL REPORT
 (as required by ORS 537.765)

MORR 635

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SEP 23 1985

44/23E-27

PLEASE TYPE or PRINT IN INK WATER RESOURCES DEPT. (for official use only)

(1) OWNER:

Name Simplot Feedlot
 Address 3 mile canyon
 City Boardman State ORE

(2) TYPE OF WORK (check):

New Well Deepening Reconditioning Abandon

If abandonment, describe material and procedure in Item 12.

(3) TYPE OF WELL: (4) PROPOSED USE (check):

Rotary Air Driven Domestic Industrial Municipal
 Rotary Mud Dug Irrigation Withdrawal Reinjection
 Cable Bored Other: Piezometric Grounding Test

CASING INSTALLED: Steel Plastic
 Threaded Welded

24" Diam. from #1 ft. to 44 ft. Gauge 500
 16" Diam. from #1 ft. to 594 ft. Gauge 375

LINER INSTALLED: Steel Plastic
 Threaded Welded

" Diam. from ft. to ft. Gauge

(6) PERFORATIONS:

Size of perforations in. by Perforated? Yes No
 perforations from ft. to ft.
 perforations from ft. to ft.
 perforations from ft. to ft.

(7) SCREENS:

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

(8) WELL TESTS:

Drawdown is amount water level is lowered below static level
 Was a pump test made? Yes No If yes, by whom? Layne Pump
will test pump gal./min. with ft. drawdown after hrs.
 Air test 1000+ gal./min. with drill stem at 840 ft. 8 hrs.
 Bailer test gal./min. with ft. drawdown after hrs.
 Artesian flow g.p.m.
 Temperature of water 58° Depth artesian flow encountered ft.

(9) CONSTRUCTION:

Special standards: Yes No
 Well seal—Material used Cement
 Well sealed from land surface to 85 ft.
 Diameter of well bore to bottom of seal 24" in.
 Diameter of well bore below seal 24" in.
 Amount of sealing material 170 sacks pounds
 How was cement grout placed? pumped from 85 ft to land surface.
 Was pump installed? Type HP Depth ft.
 Was a drive shoe used? Yes No Plugs Size: location ft.
 Did any strata contain unusable water? Yes No
 Type of Water? depth of strata
 Method of sealing strata off
 Was well gravel packed? Yes No Size of gravel:
 Gravel placed from ft. to ft.

(10) LOCATION OF WELL by legal description:

County Morrow SW 1/4 SW 1/4 of Section 27 of
 Township 4N, Range 23E, WM.
 (Township is North or South) (Range is East or West)
 Tax Lot Lot Block Subdivision

MAILING ADDRESS OF WELL (or nearest address) Simplot livestock, Boardman, ORE

(11) WATER LEVEL of COMPLETED WELL:

Depth at which water was first found 30 ft.
 Static level 281 ft. below land surface. Date
 Artesian pressure lbs. per square inch. Date

(12) WELL LOG:

Diameter of well below casing 16
 Depth drilled 875 ft. Depth of completed well 875 ft.
 Formation: Describe color, texture, grain size and structure of materials; and show thickness and nature of each stratum and aquifer penetrated, with at least one entry for each change of formation. Report each change in position of Static Water Level and indicate principal water-bearing strata.

MATERIAL	From	To	SWL
Silt	0	5	
Caliche	5	29	
Brown Broken Basalt	29	35	
Black Basalt	35	91	
Vesicular Basalt	91	98	NB
Blue clay	98	157	
Black Basalt	157	215	
Grey Basalt	215	270	
Blue Clay	270	588	
Vesicular Basalt	588	610	NB
Black Basalt	610	730	
Grey Basalt	730	785	
Vesicular Basalt	785	810	NB
Black Basalt	810	825	
Red cinders	825	835	NB
Vesicular Basalt	835	860	NB
Fractured Black Basalt	860	875	

Date work started 7-7-85 /completed 9-9-85
 Date well drilling machine moved off of well 9-9 1985

(unbonded) Water Well Constructor Certification (if applicable):

This well was constructed under my direct supervision. Materials used and information reported above are true to my best knowledge and belief.

[Signed] Ed Brown Date 9-10, 1985

(bonded) Water Well Constructor Certification:

Bond (number) Issued by: (Surety Company Name)
 On behalf of Brown & Brown Drilling Inc.
 (type or print name of Water Well Constructor)

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

(Signed) Ed Brown
 (Water Well Constructor)

(Dated) 9-10-85

NOTICE TO WATER WELL CONSTRUCTOR
 The original and first copy of this report are to be filed with the

WATER RESOURCES DEPARTMENT,
 SALEM, OREGON 97310
 within 30 days from the date of well completion.

SP*46866-690

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Permit Amendment Application Checklist

Checked by Aula

Date 3/3/20

App # _____

Permit # G-17520

Permit Amendments are authorized for changes in POD/POA, APOD/APOA, or POU.

(If OK, check box to left; if not, fill in the blank)

1. Is the name of the Permit Amendment applicant the same as the Water Right Permit holder(s) of record?

If not, one of the following must be included with the application:

- ___ a) An affidavit of consent from all Permit holder(s) or the other Permit holders that have not signed the Permit Amendment application form, consenting to the proposed Permit Amendment application; **OR**,
___ b) A completed Request for Assignment form (and statutory fee) to move all (or portion) of the permit into the Permit Amendment applicant's name.

If not, what is missing? _____

2. Page 1 of application: Are all attachments that have been checked actually included?

If not, what is missing? _____

3. Are fees included and correct? Fee Paid: \$3000

If not, the correct fee would be: _____, so the amount missing is: _____

4. Part 4 of application: Have all the applicants listed at the top of the page signed at the bottom?

If not, whose signature is missing? _____

5. Are the Permit completion date(s) current?

If the Permit completion date has expired, we **CANNOT** accept the application. 12/21/20

6. If all #1-#5 boxes on this checklist are checked (with no remaining deficiencies identified), accept the application. Put this check sheet in the transfer folder.

If #1, #2, #3, #4 or #5 on this checklist is deficient, the application **CANNOT** be accepted.

It should be returned and the **deficiencies listed in the "staff" section at the bottom of Application Page 1**, unless the applicant or agent can resolve the deficiencies within 2-3 days.



**OREGON WATER RESOURCES DEPARTMENT
TRANSFER REIMBURSEMENT AUTHORITY
ESTIMATE APPLICATION**



ORS 536.055 authorizes the Oregon Water Resources Department to expedite or enhance regulatory processes voluntarily requested under the agreement.

Please contact Transfer Personnel before submitting this request; as the application fee is a non-refundable \$125.00 fee per request. Checks submitted for this application should be separate from Transfer fees.

The purpose of this application is to obtain estimates of the cost and time required to process a Transfer Application Request. There is a non-refundable application fee of \$125.00 per request.

<u>TYPE</u>	<u>FILE NUMBER</u>
Transfer Application	Transfer Number

	Applicant Information	Applicant's Representative/Contact
Name:	Greg Harris, Threemile Canyon Farm	Molly Reid, GeoEngineers, Inc.
Address:	75906 Threemile Road Boardman, OR 97818	8019 W. Quinault Ave., Suite 201 Kennewick, WA 99336
Phone:	(541) 481-9274	(509) 209-2846
Fax:		(541) 310-7264 CELL
E-Mail Address:	gharris@rdoffutt.com	mreid@geoengineers.com

I understand the following:

- That upon receipt of my non-refundable application fee of **\$ 125.00**, OWRD will, within fourteen (14) days, notify me in writing of the estimate of costs and time frame for the expedited service.
- That this fee covers the reimbursement authority staff to evaluate and provide the estimate for processing of the request.
- That OWRD will, within fourteen (14) business days, notify me in writing of the estimates of costs and time frame for the expedited service.
- That upon receiving the estimate I may agree or decline to enter into a formal contract to pay the estimated cost in advance to initiate the expedited service.
- An incomplete or inaccurate application may delay the process and increase the cost to process my request.
- Expedited processing does not guarantee a favorable review of my request.
- Send completed Application and payment to:

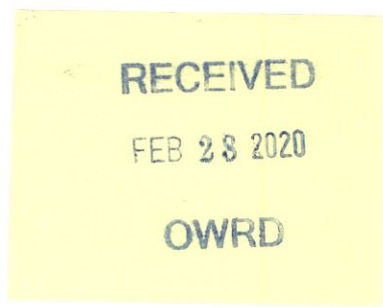
**Oregon Water Resources Department
Transfer Reimbursement Authority Program
725 Summer St. NE, Suite A
Salem, OR 97301-1271**

I certify that I am the (check one):

Applicant Applicant's Representative Other (Please specify) _____

Name: Greg Harris

Signature: _____



OWRD USE ONLY: Reimbursement Authority Number: R11-253-21
--



8019 West Quinault Avenue, Suite 201
Kennewick, Washington 99336
509.209-2846

February 27, 2020

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

RE: Permit Amendment Application for Permit G-17520 and Request for Reimbursement Authority Estimate

To Whom It May Concern:

On behalf of our client, Threemile Canyon Farms, please find enclosed a permit amendment application, map, supporting documentation, and a check in the amount of \$3200 for application fees for permit G-17520. Also enclosed is a request and \$125 check for Reimbursement Authority Estimate to expedite processing of this permit amendment application.

Should you have any questions regarding the application or supporting documentation, please do not hesitate to contact me.

Sincerely,

Molly Reid
Senior Planner
(509) 209-2846 Direct Line
(541) 310-7264 Cell

Enclosures: Permit Amendment Application
Permit Amendment Maps
Supporting Documents
Reimbursement Authority Request
Checks #012019 and #012020

Cc: GHarris, Threemile Canyon Farms
File

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