

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



Oregon Water Resources Department
725 Summer Street NE, Suite A
Salem, Oregon 97301-1266
(503) 986-0900
www.oregon.gov/OWRD

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

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

- Part 1 – Completed Minimum Requirements Checklist.
- Part 2 – Completed Temporary Transfer Application Map Checklist.
- Part 3 – Application Fee, payable by check to the Oregon Water Resources Department, and completed Fee Worksheet, page 3. Try the 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 Transferred Water Rights: **How many water rights are to be transferred? 3 List them here: Certificate 27209, 22851, 20707**
Please include a separate Part 5 for each water right. (See instructions on page 6)
- N/A For standard Temporary Transfer (one to five years) **Begin Year:** ____ **End Year:** ____.
- N/A Temporary Drought Transfer (Only in counties where the Governor has declared drought)

Attachments:

- Completed Temporary Transfer Application Map.
- Completed Evidence of Use Affidavit and supporting documentation.
- Current recorded deed for the land **from** which the authorized place of use is temporarily being moved.
- N/A Affidavit(s) of Consent from Landowner(s) (if the applicant does not own the land upon which the water right is located.)
- N/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.
- 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.
- N/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).

(For Staff Use Only)

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

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

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.

- N/A If **more than three** water rights are involved, separate maps are needed for each water right.
- Permanent quality printed with dark ink on good quality paper.
- The size of the map can be 8½ x 11 inches, 8½ x 14 inches, 11 x 17 inches, or up to 30 x 30 inches. For 30 x 30 inch maps, one extra copy is required.
- A north arrow, a legend, and scale.
- The scale of the map must be: 1 inch = 400 feet, 1 inch = 1,320 feet; the scale of the Final Proof/Claim of Beneficial Use Map (the map used when the permit was certificated); the scale of the county assessor map if the scale is not smaller than 1 inch = 1,320 feet; or a scale that has been pre-approved by the Department.
- Township, Range, Section, ¼ ¼, DLC, Government Lot, and other recognized public land survey lines.
- Tax lot boundaries (property lines) 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 right, priority date, and use including number of acres in each quarter-quarter section, government lot, or in each quarter-quarter section as projected within government lots, donation land claims, or other recognized public land survey subdivisions. If less than the entirety of the water right is being changed, a separate hachuring is needed for lands left unchanged.
- N/A 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.
- 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.
- N/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 4 of 5 – Applicant Information and Signature

Applicant Information

APPLICANT/BUSINESS NAME Hoefler Brothers LLC		PHONE NO. 503-830-8864	ADDITIONAL CONTACT NO.
ADDRESS 13000 SW Foothill Drive			FAX NO.
CITY Portland	STATE OR	ZIP 97225	E-MAIL 3paynes@gmail.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.			

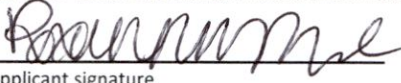
Agent Information – The agent is authorized to represent the applicant in all matters relating to this application.

AGENT/BUSINESS NAME Hollie Cannon / Water Right Solutions, LLC		PHONE NO. 541-821-5848	ADDITIONAL CONTACT NO.
ADDRESS 3246 Hammer Street			FAX NO.
CITY Klamath Falls	STATE OR	ZIP 97603	E-MAIL hcannon@waterrightsolutions.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:
This application proposes to move the water right from flood irrigated pasture to pivot irrigated alfalfa hay. This transfer will make more efficient use of the water on a crop with better economics.

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

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


 Applicant signature

Roxanne Payne, Managing Partner
 Print Name (and Title if applicable)

5/9/2020
 Date

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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 from all landowners or individuals/entities (and mailing and/or e-mail addresses) to which the water right(s) has been conveyed.

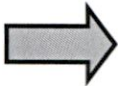
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Check here if any of the water rights proposed for transfer are or will be located within or served by an irrigation or other water district. (NOTE: If this box is checked, you must complete and attach Supplemental Form D.)

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 and/or used.

ENTITY NAME Klamath County	ADDRESS 305 Main Street	
CITY Klamath Falls	STATE OR	ZIP 97601

ENTITY NAME	ADDRESS	
CITY	STATE	ZIP

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Part 5 of 5 – Water Right Information

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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 rows to tables within the form.

Water Right Certificate # 27209

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Description of Water Delivery System

System capacity: 4.46 cubic feet per second (cfs) OR _____ 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 30 horsepower electric motor on the well pumping water into a 12 inch PVC mainline to both pivots. There is booster pump at each pivot to boost the water to the pressure necessary for the pivot operation.

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.)

Table with 10 columns: 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). Row 1: POA #1, [X] Authorized, [] Proposed, KLAM 12416, 38 S, 11.5 E, 25, NW SW, 300, Well is located 35 chs North & 3.8 chs East from SW Cor. Sec. 25, T38S, R 11.5 E

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

- [] Place of Use (POU) [] Appropriation/Well (POA)
[] Point of Diversion (POD) [] Additional Point of Appropriation (APOA)
[] Additional Point of Diversion (APOD)

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

- [X] Place of Use (POU) [] Point of Appropriation/Well (POA)
[] Character of Use (USE) [] 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?

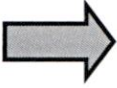
- [] Yes Complete only the Proposed ("to" lands) section of Table 2 on the next page. Use the "CODES" listed above to describe the proposed changes.
[X] No Complete all of Table 2 to describe the portion of the water right to be changed.

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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? Yes No

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



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.

If a change in point(s) of appropriation (well(s)) or additional point(s) of appropriation is necessary to convey the water to the new temporary place of use you must provide:

- Well log(s) 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 below for any well that does not have a well log. For a *proposed well(s) 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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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 rows to tables within the form.

Water Right Certificate # 22851

Description of Water Delivery System

System capacity: **4.46** cubic feet per second (cfs) OR
 _____ gallons per minute (gpm)

Describe the current water delivery system or the system that was in place at some time within the last five years. Include information on the pumps, canals, pipelines, and sprinklers used to divert, convey, and apply the water at the authorized place of use. **There is 30 horsepower electric motor on the well pumping water into a 12 inch PVC mainline to both pivots. There is booster pump at each pivot to boost the water to the pressure necessary for the pivot operation.**

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	¼ ¼		Tax Lot, DLC or Gov't Lot	Measured Distances (from a recognized survey corner)
POA #1	<input checked="" type="checkbox"/> Authorized <input type="checkbox"/> Proposed	KLAM 12416	38	S	11.5	E	25	NW	SW	300	Well is located 35 chs North & 3.8 chs East from SW Cor. Sec. 25, T38S, R 11.5 E

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)

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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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 # 22851

List only the part of the right that will be changed. For the acreage in each 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.

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									
List only that part or portion of the water right that will be changed.										are made.									
Twp	Rng	Sec	1/4	Gvt Lot or DLC	Acres	Type of USE listed on Certificate	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	Acres	New Type of USE	POD(s)/ POA(s) to be used (from Table 1)	Priority Date
38 S	11.5 E	25	NE	500	23.7	IR	POA #1	11/26/1952	POU	38 S	11.5 E	25	NE	300	300	7.27		POA #1	11/26/1952
38 S	11.5 E	25	NW	300	37.25	IR	POA #1	11/26/1952	POU	38 S	11.5 E	25	NW	300	300	12.41		POA #1	11/26/1952
38 S	11.5 E	25	SW	300	32.6	IR	POA #1	11/26/1952	POU	38 S	11.5 E	25	SW	300	300	29.96		POA #1	11/26/1952
38 S	1105 E	25	SE	300	18.41	IR	POA #1	11/26/1952	POU	38 S	11.5 E	25	SE	300	300	14.26		POA #1	11/26/1952
										38 S	11.5 E	25	NE	400	400	10.71		POA #1	11/26/1952
										38 S	11.5 E	25	NW	400	400	27.42		POA #1	11/26/1952
										38 S	11.5 E	25	NW	600	600	2.87		POA #1	11/26/1952
										38 S	11.5 E	25	SW	600	600	7.06		POA #1	11/26/1952
TOTAL ACRES										TOTAL ACRES									
111.96										111.96									

Additional remarks: _____

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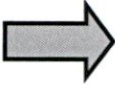
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For Place of Use Changes

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

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



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.

If a change in point(s) of appropriation (well(s)) or additional point(s) of appropriation is necessary to convey the water to the new temporary place of use you must provide:

- Well log(s) 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 below for any well that does not have a well log. For a *proposed well(s) 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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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 rows to tables within the form.

Water Right Certificate # 20707

Description of Water Delivery System

System capacity: 6.68 cubic feet per second (cfs) OR
 _____ gallons per minute (gpm)

Describe the current water delivery system or the system that was in place at some time within the last five years. Include information on the pumps, canals, pipelines, and sprinklers used to divert, convey, and apply the water at the authorized place of use. **There is a 100 horsepower electric motor on the well that pumps water through a 15 inch PVC pipe to two pivots (these are different pivots from those listed above). Handline is used to irrigate the pivot corners.**

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	¼ ¼		Tax Lot, DLC or Gov't Lot	Measured Distances (from a recognized survey corner)
POA #2	<input checked="" type="checkbox"/> Authorized <input type="checkbox"/> Proposed	KLAM 12415	38	S	11.5	E	24	SE	SW	400	Well is located 600 ft North & 1280 ft West from S1/4 Cor. Sec. 24, T38S, R 11.5 E
POA #1	<input type="checkbox"/> Authorized <input checked="" type="checkbox"/> Proposed	KLAM 12416	38	S	11.5	E	25	NW	SW	300	Well is located 36 chs. North & 3.8 chs East from the SW Cor. Sec. 25, T 38 S, R 11.5 E

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)

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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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 # 20707

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)										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										
List only that part or portion of the water right that will be changed.										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	Proposed Changes (see "CODES" from previous page)	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
38 S	11.5 E	24	NE SW	400		6.83	IR	POA #2	12/15/1949	POU	38 S	11.5 E	25	NE NW	300		20.08		POA #1	11/26/1952
38 S	11.5 E	24	SE SW	400		6.83	IR	POA #2	12/15/1949	POU	38 S	11.5 E	25	NW NW	300		10.01		POA #1	11/26/1952
38 S	11.5 E	24	NW SE	400		6.33	IR	POA #2	12/15/1949	POU	38 S	11.5 E	25	SW NW	300		0.05		POA #1	11/26/1952
38 S	11.5 E	24	SW SE	400		6.83	IR	POA #2	12/15/1949	POU	38 S	11.5 E	25	SE NW	300		0.14		POA #1	11/26/1952
38 S	11.5 E	25	NW NE	100		1.43	IR	POA #2	12/15/1949											
38 S	11.5 E	25	SW NE	100		1.43	IR	POA #2	12/15/1949											
38 S	11.5 E	25	NE NW	200		0.6	IR	POA #2	12/15/1949											
						TOTAL ACRES					TOTAL ACRES						30.28			

Additional remarks: _____

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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? Yes No

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

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If a change in point(s) of appropriation (well(s)) or additional point(s) of appropriation is necessary to convey the water to the new temporary place of use you must provide:

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AND/OR

- Describe the construction of the authorized and proposed well(s) in Table 3 below for any well that does not have a well log. For a *proposed well(s) 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
POA #2	See well KLAM 12416									

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MAY 15 2020

OWRD

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)
) ss
 County of KLAMATH)

I, HOEFLE BROTHERS LLC, in my capacity as OWNER,
 mailing address BONANZA, OR 97623
 telephone number (503)830-8864, 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 # 27209 AND 22851; **OR**

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

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

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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OWRD

FS

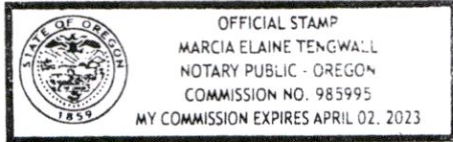
3. The water right was used for: (e.g., crops, pasture, etc.): ALFALFA AND PASTURE

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

Raunell Payne
Signature of Affiant

5/12/2020
Date

Signed and sworn to (or affirmed) before me this 15th day of May, 2020.



Marcia Elaine Tengwall
Notary Public for Oregon

My Commission Expires: April 02, 2023

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

13441 -
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MAY 15 2020

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)
) ss
 County of KLAMATH)

RECEIVED
 MAY 15 2020
 OWRD

I, JEFF BOERSMA, in my capacity as OWNER,
 mailing address 1550 HASKINS RD, BONANZA, OR 97623
 telephone number (541)891-7199, 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 # 20707; **OR**

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

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

OR

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

(continues on reverse side)

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

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.

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Jeff Boersma
Signature of Affiant

5/6/20
Date

Signed and sworn to (or affirmed) before me this 6 day of May, 2020.



Micajah E.L. Caldwell
Notary Public for Oregon

My Commission Expires: 3-16-2024

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

MTC139108388

After recording return to:

American Exchange Services, Inc.
320 Church Street NE
Salem, OR 97320

Until a change is requested all tax statements shall be sent to the following address:

Boersma Family, LLC
1550 Haskins Road
Bonanza, OR 97623

2007-000544

Klamath County, Oregon



00012712200700005440020021

01/11/2007 11:40:38 AM

Fee: \$26.00

**STATUTORY
BARGAIN AND SALE DEED**

BOERSMA EXCHANGE W051223, LLC, an Oregon limited liability company, Grantor, conveys to BOERSMA FAMILY, LLC, an Oregon limited liability company, Grantee, the following described real property situated in Klamath County, Oregon, to-wit:

See Exhibit A attached hereto and made a part hereof.

RECEIVED

MAY 15 2020

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BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON TRANSFERRING FEE TITLE SHOULD INQUIRE ABOUT THE PERSON'S RIGHTS, IF ANY, UNDER ORS 197.352. 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 APPROVED USES, 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 CHAPTER 1, UNDER ORS 197.352.

The true consideration for this conveyance is SPURSUANT TO AN IRC SECTION 1031 EXCHANGE. (Here comply with the requirements of ORS 93.030)

Subject to that certain Deed of Trust dated December 21, 2005 recorded on December 27, 2005 as Instrument No. M05-71820 in the Deed Records of Klamath County, State of Oregon, and the Note secured thereby, dated December 21, 2005 which Grantee herein agrees to assume and pay.

Dated January 10, 2007.

BOERSMA EXCHANGE W051223, LLC
AMERICAN EXCHANGE SERVICES, INC.
Sole Member

Paula M. Frey
By Paula M. Frey, Assistant Secretary

AMERITITLE, has recorded this instrument by request as an accommodation only, and has not examined it for regularity and sufficiency or as to its effect upon the title to any real property that may be described therein.

STATE OF OREGON }
County of Marion } ss

This instrument was acknowledged before me on January 10, 2007

by PAULA M. FREY
as ASSISTANT SECRETARY
of AMERICAN EXCHANGE SERVICES, INC.

Teri Due
Notary Public for Oregon



13441 - ORSTBSD

2600

Exhibit "A"

Real property in the County of Klamath, State of Oregon, described as follows:

Township 38 South, Range 11 East of the Willamette Meridian

Section 19: SW 1/4

Parcel 1 of Land Partition 37-04, situated in the NW 1/4 of Section 30, T. 38 S. R. 11 E. W.M. and NE 1/4 of Section 25, T. 38 S. R. 11 1/2 E.W.M.

Also the following described parcel situated in the NE 1/4 NW 1/4 of Section 30, Township 38 South, Range 11 E.W.M. more particularly described as follows: Beginning at a point on the West right of way line of County Road, 30 feet West from the North quarter corner of said section 30 and running thence South along the West right of way line of the County Road a distance of 635.7 feet to a point; thence West at right angles a distance of 291.2 feet to the center line of the Horsefly Irrigation Ditch; thence Northwesterly following the center line of the Horsefly Irrigation Ditch to its intersection with the North line of Section 30; thence East along the Section line a distance of 476 feet, more or less, to the point of beginning.

Section 30: SW 1/4

Section 31: NW 1/4

Township 38 South, Range 11 1/2 East of the Willamette Meridian

Section 24: E 1/2 SW 1/4: W 1/2 SE 1/4

Section 25: A parcel in the Northeast corner of the NW 1/4 described as follows: Beginning at the Northeast corner of said NW 1/4 and running thence South along the quarter line 400 feet; thence Northwesterly to a point 140 feet West along the section line from the point of beginning; thence East along the section line 140 feet to the point of beginning.

Tax Parcel Number: R484817 and R484283 and R484274 and R455787 and R891314 and R456054 and R456045 and R456134 and R890758

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MAY 15 2020

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43717

MTC 42042-MS
WARRANTY DEED

NANCY J. HASKINS,
Grantor(s) hereby grant, bargain, sell and convey to:
J. BRUCE WELLS and LORI F. WELLS, husband and wife,
Grantee(s) and grantee's heirs, successors and assigns the following described
real property, free of encumbrances except as specifically set forth herein in
the County of KLAMATH and State of Oregon, to wit:

SEE EXHIBIT A WHICH IS MADE A PART HEREOF BY THIS REFERENCE
SUBJECT TO: all those items of record and those apparent upon the land, if
any, as of the date of this deed and those shown below, if any:
and the grantor will warrant and forever defend the said premises and every
part and parcel thereof against the lawful claims and demands of all persons
whomsoever, except those claiming under the above described encumbrances.

97 AUG 15 P 3:33

THIS INSTRUMENT WILL 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
APPROVED USES AND TO DETERMINE ANY LIMITS ON LAWSUITS AGAINST FARMING OR FOREST
PRACTICES AS DEFINED IN ORS 30.930.

The true and actual consideration for this conveyance is \$ 160,000.00.

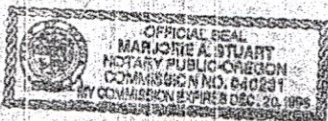
Until a change is requested, all tax statements shall be sent to Grantee at the
following address: 2600 HASKINS ROAD, BONANZA, OR 97623

Dated this Aug 13 day of 1997

Nancy J. Haskins
NANCY J. HASKINS

STATE OF Oregon SS. August 13 19 97
COUNTY OF Klamath
Personally appeared the above named Nancy J. Haskins

and acknowledged the foregoing instrument to be her voluntary act.



Before me:
Marjorie A. Stuart
Notary Public for Oregon
My commission expires 12-20-98

ESCROW NO. MT42042-MS

Return to:
J. BRUCE WELLS
2600 HASKINS ROAD
BONANZA, OR 97623

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MAY 15 2020
OWRD

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EXHIBIT "A"
LEGAL DESCRIPTION

A portion of the SE1/4 SE1/4 NW1/4 of Section 30, Township 38 South, Range 11 East of the Willamette Meridian, more particularly described as follows: Beginning at a point which is the center of said Section 30; thence North on Haskins Road 284 feet; thence West 161 feet to the true point of beginning, thence West 246 feet to a point; thence North 266 feet to a point; thence East 246 feet to a point, thence South 266 feet, more or less, to the true point of beginning.

Together with a perpetual easement 30 feet in width for ingress and egress over and across an existing roadway running from the southeasterly corner of the above described parcel in a southeasterly direction approximately 200 feet to the westerly right-of-way line of Haskins Road.

STATE OF OREGON, COUNTY OF KLAMATH: ss.

Filed for record at request of _____ Amerititle _____ the _____ 15th _____ day
of August _____ A.D. 19 97 at 3:33 o'clock P. M., and duly recorded in Vol. M97
of _____ Deeds _____ on Page 27013

FEE \$35.00

Bernetha G. Letsch, County Clerk
By *Kathleen R. Reed*

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MAY 15 2020

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13441 -

MTC139108388
After recording return to:

American Exchange Services, Inc.
320 Church Street NE
Salem, OR 97320

Until a change is requested all tax statements shall be sent to the following address:

Boersma Family, LLC
1550 Haskins Road
Bonanza, OR 97623

2007-000544

Klamath County, Oregon



00012712200700005440020021

01/11/2007 11:40:38 AM

Fee: \$26.00

**STATUTORY
BARGAIN AND SALE DEED**

BOERSMA EXCHANGE W051223, LLC, an Oregon limited liability company, Grantor, conveys to BOERSMA FAMILY, LLC, an Oregon limited liability company, Grantee, the following described real property situated in Klamath County, Oregon, to-wit:

See Exhibit A attached hereto and made a part hereof.

BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON TRANSFERRING FEE TITLE SHOULD INQUIRE ABOUT THE PERSON'S RIGHTS, IF ANY, UNDER ORS 197.352. 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 APPROVED USES, 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 CHAPTER 1, UNDER ORS 197.352.

The true consideration for this conveyance is \$PURSUANT TO AN IRC SECTION 1031 EXCHANGE. (Here comply with the requirements of ORS 93.030)

Subject to that certain Deed of Trust dated December 21, 2005 recorded on December 27, 2005 as Instrument No. M05-71820 in the Deed Records of Klamath County, State of Oregon, and the Note secured thereby, dated December 21, 2005 which Grantee herein agrees to assume and pay.

Dated January 10, 2007.

BOERSMA EXCHANGE W051223, LLC
AMERICAN EXCHANGE SERVICES, INC.
Sole Member

Paula M. Frey
By Paula M. Frey, Assistant Secretary

AMERITITLE, has recorded this instrument by request as an accommodation only, and has not examined it for regularity and sufficiency or as to its effect upon the title to any real property that may be described therein.

RECEIVED

MAY 15 2020

OWRD

STATE OF OREGON } ss
County of Marion

This instrument was acknowledged before me on January 10, 2007

by PAULA M. FREY
as ASSISTANT SECRETARY
of AMERICAN EXCHANGE SERVICES, INC.

Teri Due
Notary Public for Oregon



13441 - ORSTBSD

26⁰⁰

Exhibit "A"

Real property in the County of Klamath, State of Oregon, described as follows:

Township 38 South, Range 11 East of the Willamette Meridian

Section 19: SW 1/4

Parcel 1 of Land Partition 37-04, situated in the NW 1/4 of Section 30, T. 38 S. R. 11 E. W.M. and NE 1/4 of Section 25, T. 38 S. R. 11 1/2 E.W.M.

Also the following described parcel situated in the NE 1/4 NW 1/4 of Section 30, Township 38 South, Range 11 E.W.M. more particularly described as follows: Beginning at a point on the West right of way line of County Road, 30 feet West from the North quarter corner of said section 30 and running thence South along the West right of way line of the County Road a distance of 635.7 feet to a point; thence West at right angles a distance of 291.2 feet to the center line of the Horsefly Irrigation Ditch; thence Northwesterly following the center line of the Horsefly Irrigation Ditch to its intersection with the North line of Section 30; thence East along the Section line a distance of 476 feet, more or less, to the point of beginning.

Section 30: SW 1/4

Section 31: NW 1/4

Township 38 South, Range 11 1/2 East of the Willamette Meridian

Section 24: E 1/2 SW 1/4: W 1/2 SE 1/4

Section 25: A parcel in the Northeast corner of the NW 1/4 described as follows: Beginning at the Northeast corner of said NW 1/4 and running thence South along the quarter line 400 feet; thence Northwesterly to a point 140 feet West along the section line from the point of beginning; thence East along the section line 140 feet to the point of beginning.

Tax Parcel Number: R484817 and R484283 and R484274 and R455787 and R891314 and R456054 and R456045 and R456134 and R890758

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13441 -

2012-005548

Klamath County, Oregon



00118598201200055480040048

05/22/2012 10:40:14 AM

Fee: \$52.00

GRANTOR NAME AND ADDRESS
Paul H. Hoefler, Individually
and surviving partner in that
certain partnership known as
Hoefler Bros. OR Hoefler Brothers
407 Bliss Road
Bonanza, OR 97623

GRANTEE NAME AND ADDRESS
Hoefler Brothers, LLC
407 Bliss Road
Bonanza, OR 97623

AFTER RECORDING RETURN TO
Neal G. Buchanan, Attorney
435 Oak Avenue
Klamath Falls, OR 97601

SEND TAX STATEMENTS TO
Grantee

RECEIVED

MAY 15 2020

OWRD

Returned to Counter

BARGAIN AND SALE DEED - STATUTORY FORM

Paul H. Hoefler, individually and as Trustee, surviving partner in that certain partnership known as HOEFLER BROS. or HOEFLER BROTHERS, GRANTOR, conveys to Hoefler Brothers, LLC, GRANTEE, the following described real property situated in Klamath County, Oregon, to-wit:

SEE EXHIBIT A

SUBJECT TO contracts and/or liens for irrigation and/or drainage, reservations, easements, restrictions and rights of way of record and those apparent on the land.

"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 and actual consideration paid for this transfer, stated in terms of dollars, is \$-0-, however, the true and actual consideration consists of or includes other property or value given or promised which is the whole consideration

DATED this 22 day of May, 2012.

Paul H. Hoefler
Paul H. HOEFLER individually and
as trustee, Surviving
Partner in HOEFLER BROS. or
HOEFLER BROTHERS

RECEIVED

MAY 15 2020

STATE OF OREGON, County of Klamath) ss.

This instrument was acknowledged before me on
May 22, 2012 by Paul H. Hoefler, Surviving Partner in
HOEFLER BROS. or HOEFLER BROTHERS

OWRD



Margaret John
NOTARY PUBLIC FOR OREGON
My Commission Expires: 9-12-14

EXHIBIT A

PARCEL I:

All that portion of the SW $\frac{1}{4}$ of Sec. 23 lying Southeasterly of the right of way of the Klamath Falls-Lakeview Highway;

A tract of land located in SE $\frac{1}{4}$ of Sec. 23, more particularly described as follows:

Beginning at an iron pin set on the East-West section line common to Sections 23 and 26, said point being North 88°33' West a distance of 1052.0 feet from an iron pin set on the West boundary of the county road right of way, said pin being 30 feet West of the center line of said road, and the Section corner common to

Sections 23, 24, 25 and 26, Township 38 South, Range 11 $\frac{1}{2}$ E.W.M.; thence North 41 degrees 13' West a distance of 821.0 feet; thence North 35 degrees 18' West a distance of 877.6 feet to the intersection with the East-West fence line; thence North 87 degrees 48' West a distance of 416.5 feet along said fence line to the fence corner; thence South 3 degrees 47' West a distance of 1303.3 feet to the quarter section corner common to Sections 23 and 26, Township 38 South, Range 11 $\frac{1}{2}$ E.W.M.; thence South 88 degrees 33' East a distance of 1558.0 feet, more or less, along the Section line common to Sections 23 and 26 to the point of beginning.

The East half of Section 26, excepting the following described portion thereof: A tract of land located in the NE $\frac{1}{4}$ of Section 26, Township 38 South, Range 11 $\frac{1}{2}$ E.W.M., more particularly described as follows: Beginning at an iron pin set on the West boundary of the County road right of way, said point being 30 feet West of the centerline of said road and the Section corner common to Sections 23, 24, 25 and 26, Township 38 South, Range 11 $\frac{1}{2}$ E.W.M.; thence South along the West boundary of the County Road a distance of 1553.0 feet to a fence corner; thence North 81 degrees 50' West along said fence a distance of 102.3 feet; thence North 24 degrees 23' West a distance of 1095.0 feet; thence North 41 degrees 13' West a distance of 751.7 feet to an iron pin set on the East-West section line common to Sections 23 and 26, Township 38 South, Range 11 $\frac{1}{2}$ E.W.M.; thence South 88 degrees 33' East a distance of 1052.0 feet, more or less, along said Section line, to the point of beginning, containing 17.3 acres, more or less.

All that portion of the NW $\frac{1}{4}$ of Section 26, lying Southeasterly of the right of way of the Klamath Falls-Lakeview Highway.

The N $\frac{1}{2}$ of SW $\frac{1}{4}$ of Section 26.

The NW $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 35.

ALL in Township 38 South, Range 11 $\frac{1}{2}$ E.W.M.

SAVING AND EXCEPTING therefrom right of way conveyed to R. H. Hovey and rights of ways for roadways.

PARCEL II: NE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 25, Township 38 South, Range 11 $\frac{1}{2}$ E.W.M.; portion of SW $\frac{1}{4}$ NW $\frac{1}{4}$ lying North of Highway, N $\frac{1}{2}$ NE $\frac{1}{4}$, N $\frac{1}{2}$ NW $\frac{1}{4}$, Section 25, Township 38 South, Range 11 $\frac{1}{2}$ E.W.M.

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MAY 15 2020

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18441

PARCEL III: Lot 3, less 38.7 acres described in deed Vol. 232, page 340; Lot 4, less 8.5 acres described in deed Vol. 151 at page 480, less property described in deed Vol. 232, page 340; the NE $\frac{1}{4}$ SW $\frac{1}{4}$ and the SE $\frac{1}{4}$ SW $\frac{1}{4}$ all in Section 31, Township 38 South, Range 11 E.W.M., said property also being described as: All that portion of the SW $\frac{1}{4}$ of Section 31, lying Easterly of the Buck Creek Channel and Northeasterly of the right of way of the Dairy-Bonanza Highway, all in Township 38 South, Range 11 E.W.M., less portion conveyed to the State of Oregon by instrument recorded in Vol. 107, page 288, of Klamath County, Oregon Deed records.

PARCEL IV: The SE $\frac{1}{4}$ of Section 25, Township 38 South, Range 11 $\frac{1}{2}$ E.W.M., except the following portion thereof: Commencing at the Southwest corner of the SE $\frac{1}{4}$; running thence East along the South line of said Section 74 rods; thence North on a line parallel with the line of said SE $\frac{1}{4}$ 86 $\frac{1}{2}$ rods; thence West on a line parallel to the South line of the SE $\frac{1}{4}$ 74 rods to the West line of said SE $\frac{1}{4}$; thence South on the West line of

The E $\frac{1}{2}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 25, Township 38 South, Range 11 $\frac{1}{2}$ E.W.M.

The W $\frac{1}{2}$ W $\frac{1}{2}$ of Section 25, Township 38 South, Range 11 $\frac{1}{2}$ E.W.M.

The E $\frac{1}{2}$ SE $\frac{1}{4}$ and the SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 34, Township 38 South, Range 11 $\frac{1}{2}$ E.W.M.

Also the SE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 36, Township 38 South, Range 11 $\frac{1}{2}$ E.W.M.

Also the North one-half of Lots 1 and 2 in Section 3, Township 39 South, Range 11 $\frac{1}{2}$ E.W.M., saving and excepting all that portion of the North half of said Lot 2 lying Westerly of the County Road as located across said Lot 2 on April 6, 1957.

Also that portion of the SE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 35, lying Northeasterly of the Dairy-Bonanza Highway.

LESS AND EXCEPTING from the NE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 25, the following described parcel: Beginning at the Northeast corner of said NE $\frac{1}{4}$ NW $\frac{1}{4}$; thence South along the center Section line 400 feet; thence Northwesterly to a point on the North line of said NE $\frac{1}{4}$ NW $\frac{1}{4}$ which is West 140 feet from the Northeast corner thereof; thence East 140 feet to the point of beginning.

PARCEL V:

All that portion of the West half of the Southeast quarter of Section 25, Township 38 South, Range 11 $\frac{1}{2}$ E.W.M., described as follows, to-wit: Commencing at the Southwest corner of the Southeast quarter of said Section 25; thence East along the South line of said Section, 74 rods; thence North on a line parallel with the West line of said Southeast quarter 86 $\frac{1}{2}$ rods; thence West on a line parallel with the South line of said Southeast quarter 74 rods to the West line of said quarter; thence South on said West line of said quarter 36 $\frac{1}{2}$ rods to the point of beginning

RECEIVED

MAY 15 2020

OWRD

POA #1

STATE ENGINEER
Salem, Oregon

KLAM
12416

OBSERVATION WELL Well Record

STATE WELL NO. 38/11 1/2 - 25 (1)
COUNTY Klamath
APPLICATION NO. U. 310

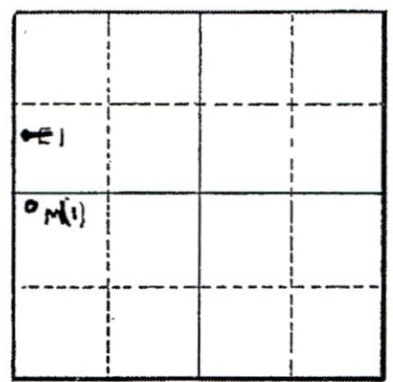
OWNER: Richard Hoefler

MAILING ADDRESS:

LOCATION OF WELL: Owner's No.

CITY AND STATE:

SW 1/4 NW 1/4 Sec. 25 T. 38 S., R. 11 1/2 W., W.M.



Bearing and distance from section or subdivision corner
N 7° E - 2291' from
SW Corner Section 25

Altitude at well 4,119

TYPE OF WELL: Drilled Date Constructed 1949

Depth drilled 276 280 Depth cased

Section 25

CASING RECORD:

18 inch

RECEIVED

MAY 15 2020

FINISH:

OWRD

AQUIFERS: Lava rock from 194 ft. to 276 ft.

WATER LEVEL: 33.80 feet below land surface, July 19, 1949

PUMPING EQUIPMENT: Type Turbine (Johnston) H.P. 30
Capacity 1,600 G.P.M.

WELL TESTS:
Drawdown to 42 ft. after hours at 2500 G.P.M.
Drawdown ft. after hours G.P.M.

USE OF WATER Irrigation Temp. °F., 19

SOURCE OF INFORMATION USGS

DRILLER or DIGGER

ADDITIONAL DATA:
Log Water Level Measurements Chemical Analysis Aquifer Test

REMARKS:

Driller reports 194 ft. of "chalk" over aquifer.
25 E(1) in USGS Report

POA # 2

STATE ENGINEER
Salem, Oregon

KLAM
12415

Well Record

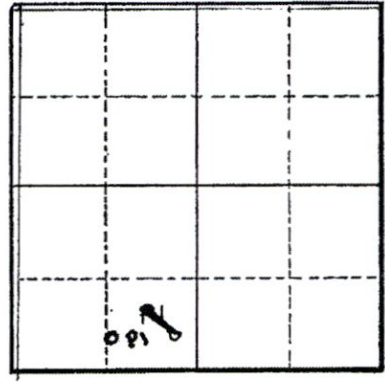
STATE WELL NO. 38/11 $\frac{1}{2}$ -24P(1)
COUNTY Klamath
APPLICATION NO. (134)

OWNER: Haskins & Company MAILING ADDRESS:

LOCATION OF WELL: Owner's No. 1 CITY AND STATE: Bonanza Oregon

SE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 24 T. 38 N. 11 $\frac{1}{2}$ E. S., R. W., W.M.

Bearing and distance from section or subdivision corner N 62° 55' W - 1437' from SW corner Section 24



Altitude at well 4,150

TYPE OF WELL: Drilled Date Constructed 1949

Depth drilled 984 Depth cased 40 ft.

Section 24

CASING RECORD: 18 inches, 40 ft.

RECEIVED
MAY 15 2020

FINISH:

OWRD

AQUIFERS: Broken burnt lava rock from 984 ft. to 995 ft.

WATER LEVEL: 37.67 feet below land surface, July 19, 1949

PUMPING EQUIPMENT: Type Turbine H.P. 60
Capacity G.P.M.

WELL TESTS:
Drawdown 42 ft. after 2100 hours 9 gpm G.P.M.
Drawdown ft. after hours G.P.M.

USE OF WATER Irrigation Temp. °F., 19

SOURCE OF INFORMATION USGS
DRILLER or DIGGER

ADDITIONAL DATA:
Log Water Level Measurements Chemical Analysis Aquifer Test

REMARKS: Test pumped 2,100 gpm with 42 ft. of drawdown. Hardness 75ppm chloride 7ppm

STATE OF OREGON
COUNTY OF KLAMATH

CERTIFICATE OF WATER RIGHT

This Is to Certify, That J. LUTHER, NELLIE L., LA VEHNE AND
NORMA LEE HASKINS, AS HASKINS & CO.

of Bonanza, State of Oregon, has made proof
to the satisfaction of the STATE ENGINEER of Oregon, of a right to the use of the waters of
a well tributary of _____ for the purpose of
irrigation under Permit No. U-114 of the State Engineer, and that said right to the use of said waters
has been perfected in accordance with the laws of Oregon; that the priority of the right hereby
confirmed dates from December 15, 1949

that the amount of water to which such right is entitled and hereby confirmed, for the purposes
aforesaid, is limited to an amount actually beneficially used for said purposes, and shall not exceed
2.79 cubic feet per second,

Well or its equivalent in case of rotation, measured at the point of diversion from the stream.
The point of diversion is located in the SE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 24, Township 38 South, Range 11 $\frac{1}{2}$
East, W. M., being approximately 600 ft. N. and 1280 ft. W. of the S $\frac{1}{4}$ corner of
said Section 24,

The amount of water used for irrigation, together with the amount secured under any other
right existing for the same lands, shall be limited to one-eightieth of one cubic foot per second
per acre; or its equivalent for each acre irrigated and shall be further limited
to a diversion of not to exceed 3 acre feet per acre for each acre irrigated
during the irrigation season of each year,

and shall conform to such reasonable rotation system as may be ordered by the proper state officer.

A description of the place of use under the right hereby confirmed, and to which such right is
appurtenant, is as follows:

40.0 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$
40.0 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$
39.5 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$
40.0 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$
Section 24
4.0 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$
34.2 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$
24.4 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$
0.6 acre in NE $\frac{1}{4}$ NW $\frac{1}{4}$
222.7 Section 25
Township 38 South, Range 11 $\frac{1}{2}$ East, W.M.

The right to the use of the water for the purposes aforesaid is restricted to the lands or place of
use herein described.

WITNESS the signature of the State Engineer, affixed

this 29th day of April, 1955

LEWIS A. STANLEY

State Engineer

STATE OF OREGON
COUNTY OF KIAMATH
CERTIFICATE OF WATER RIGHT

This Is to Certify, That RICHARD HOESLER

of Bonanza, State of Oregon, has made proof to the satisfaction of the STATE ENGINEER of Oregon, of a right to the use of the waters of a well a tributary of for the purpose of

irrigation under permit No. U-290 of the State Engineer, and that said right to the use of said waters has been perfected in accordance with the laws of Oregon; that the priority of the right hereby confirmed dates from July 12, 1949

that the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually beneficially used for said purposes, and shall not exceed 1.50 cubic foot per second

or its equivalent in case of rotation, measured at the point of diversion from the stream. The point of diversion is located in the NW 1/4 Section 25, Township 38 South, Range 11 1/2 East, W. M.

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, shall be limited to one-eightieth of one cubic foot per second per acre its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 3 acre feet per acre for each acre irrigated during the irrigation season of each year, and shall be further limited to a diversion of not to exceed 1.50 cfs,

and shall conform to such reasonable rotation system as may be ordered by the proper state officer.

A description of the place of use under the right hereby confirmed, and to which such right is appurtenant, is as follows:

- 32.6 acres in the SW 1/4 SW 1/4
 - 19.5 acres in the SE 1/4 SW 1/4
 - 38.1 acres in the NW 1/4 SW 1/4
 - 25.6 acres in the NE 1/4 SW 1/4
 - 17.2 acres in the SE 1/4 NW 1/4
- Section 25
Township 38 South, Range 11 1/2 East, W. M.

The right to the use of the water for the purposes aforesaid is restricted to the lands or place of use herein described.

WITNESS the signature of the State Engineer, affixed

this 12th day of July, 1949

LEWIS A. STANLEY
State Engineer

STATE OF OREGON
COUNTY OF KLAMATH
CERTIFICATE OF WATER RIGHT

This Is to Certify, That RICHARD HOEFLER

of Bonanza, State of Oregon, has made proof to the satisfaction of the STATE ENGINEER of Oregon, of a right to the use of the waters of Hoefler Well, a tributary of Lost River, for the purpose of irrigation of 72 acres,

under Permit No. G-179 of the State Engineer, and that said right to the use of said waters has been perfected in accordance with the laws of Oregon; that the priority of the right hereby confirmed dates from November 26, 1952

that the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually beneficially used for said purposes, and shall not exceed 0.90 cubic foot per second,

or its equivalent in case of rotation, measured at the point of diversion from the stream. The point of diversion is located in the NW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 25, Township 38 South, Range 11 $\frac{1}{2}$ East, W.M.; 35 chs. N. & 3.8 chs. E. from the SW corner of Section 25.

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, shall be limited to one-eightieth of one cubic foot per second per acre, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 3 acre feet per acre for each acre irrigated during the irrigation season of each year, and is subject to the terms and conditions of the stipulation recorded on page 1038, Vol. 3, Miscellaneous Records of the State Engineer and by reference made a part hereof,

and shall conform to such reasonable rotation system as may be ordered by the proper state officer.

A description of the place of use under the right hereby confirmed, and to which such right is appurtenant, is as follows:

9.4 acres NE $\frac{1}{4}$ SE $\frac{1}{4}$
2.0 acres SW $\frac{1}{4}$ SE $\frac{1}{4}$
39.0 acres SE $\frac{1}{4}$ SE $\frac{1}{4}$
Section 25

21.6 acres NE $\frac{1}{4}$ NE $\frac{1}{4}$
Section 36
Township 38 South, Range 11 $\frac{1}{2}$ East, W.M.

The right to the use of the water for the purposes aforesaid is restricted to the lands or place of use herein described.

WITNESS the signature of the State Engineer, affixed

this date. July 11, 1960

.....LEWIS A. STANLEY.....
State Engineer

Recorded in State Record of Water Right Certificates, Volume 19, page 27209

13441



EXECUTIVE ORDER NO. 20-02

**DETERMINATION OF A STATE OF DROUGHT EMERGENCY IN
KLAMATH COUNTY DUE TO LOW SNOWPACK, PRECIPITATION,
AND STREAMFLOW, AND WARMING TEMPERATURES**

Pursuant to ORS 536.740, I find that extremely low water supply conditions have caused natural and economic disaster conditions in Klamath County, resulting in a severe, continuing drought emergency in that county during 2020.

Drought conditions arrived early and have persisted, including reduced snowpack, precipitation, and minimal streamflow. The long-term forecast for the region continues for warmer than normal temperatures and lower than normal precipitation. These conditions have had significant economic impact on the agriculture and livestock industries in Klamath County.

Conditions continue to be monitored by the state's natural resource and public safety agencies, including the Oregon Water Resources Department and the Oregon Office of Emergency Management.

Preparation and resiliency to drought are vital to the health and safety of persons, property, and the economic security of the citizens and businesses of Klamath County. I therefore declare that a severe, continuing drought emergency exists in Klamath County.

NOW, THEREFORE, IT IS HEREBY DIRECTED AND ORDERED:

- I. The Oregon Department of Agriculture is directed to coordinate and provide assistance in seeking federal resources to mitigate drought conditions and to assist in agricultural recovery in Klamath County.
- II. The Oregon Water Resources Department and the Water Resources Commission are directed to coordinate and provide assistance to water users in Klamath County as the Department and Commission determine is necessary and appropriate in accordance with ORS 536.700 to 536.780.



EXECUTIVE ORDER NO. 20-02
PAGE TWO

- III. The Office of Emergency Management is directed to coordinate and assist as needed with assessment and mitigation activities to address current and projected conditions in Klamath County.
- IV. All other state agencies are directed to coordinate with the above agencies and to provide appropriate state resources as needed to assist affected political subdivisions and water users in Klamath County.
- V. This Executive Order expires on December 31, 2020.

Done at Salem, Oregon, this 2nd day of March, 2020.

A handwritten signature in black ink that reads "Kate Brown".

Kate Brown
GOVERNOR



ATTEST:

A handwritten signature in blue ink that reads "Bev Clarno".

Bev Clarno
SECRETARY OF STATE