

# Application for Permanent Water Right 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 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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**Check all items included with this application. (N/A = Not Applicable)**

- Part 1 – Completed Minimum Requirements Checklist.
- Part 2 – Completed 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 new online fee calculator at: [http://apps.wrd.state.or.us/apps/misc/wrd\\_fee\\_calculator](http://apps.wrd.state.or.us/apps/misc/wrd_fee_calculator). If you have questions, call Customer Service at (503) 986-0801.
- Part 4 – Completed Applicant Information and Signature.
- Part 5 – Information about Water Rights to be Transferred: **How many water rights are to be transferred? One (1) List them here: Cert. 40901**  
 Please include a separate Part 5 for each water right. (See instructions on page 6)

**Attachments:**

- Completed Transfer Application Map.
- Completed Evidence of Use Affidavit and supporting documentation.
- N/A Affidavit(s) of Consent from Landowner(s) (if the applicant does not own the land the water right is on.)
- N/A Supplemental Form D – For water rights served by or issued in the name of an irrigation district. Complete when the transfer applicant is not the irrigation district.
- N/A 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.
- N/A Geologist Report for a change from a surface water point of diversion to a ground water point of appropriation (well), if the proposed well is more than 500’ from the surface water source and more than 1000’ upstream or downstream from the point of diversion. See OAR 690-380-2130 for requirements and applicability.

**(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"/> Evidence of Use Form not enclosed or incomplete
<input type="checkbox"/> Additional signature(s) required	<input type="checkbox"/> Part _____ is incomplete

Other/Explanation \_\_\_\_\_

Staff: \_\_\_\_\_ 503-986-0\_\_\_\_\_ Date: \_\_\_\_/\_\_\_\_/\_\_\_\_



## Part 2 of 5 – Transfer Application Map

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

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

- N/A Certified Water Right Examiner (CWRE) Stamp and Original Signature. For a list of CWREs, see [http://apps.wrd.state.or.us/apps/wr/cwre\\_license\\_view/](http://apps.wrd.state.or.us/apps/wr/cwre_license_view/). CWRE stamp and signature are not required for substitutions.
- 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 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), 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°).



### Part 3 of 5 – Fee Worksheet

FEE WORKSHEET for PERMANENT TRANSFER (except Substitution)			
1	Base Fee (includes one type of change to one water right for up to 1 cfs)	1	\$1,160
2	Types of change proposed: <input checked="" type="checkbox"/> Place of Use <input type="checkbox"/> Character of Use <input type="checkbox"/> Point of Diversion/Appropriation Number of above boxes checked = <u>1</u> (2a) Subtract 1 from the number in line 2a = <u>0</u> (2b) <i>If only one change, this will be 0</i> Multiply line 2b by \$930 and enter » » » » » » » » » » » » » » » »	2	0
3	Number of water rights included in transfer <u>1</u> (3a) Subtract 1 from the number in 3a above: <u>0</u> (3b) <i>If only one water right 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 checked="" type="checkbox"/> No: enter 0 » <input type="checkbox"/> Yes: enter \$410 »	4	0
5	Do you propose to change the place of use or character of use? <input type="checkbox"/> No: enter 0 on line 5 » <input checked="" type="checkbox"/> Yes: enter the cfs for the portions of the rights to be transferred (see example below*): _____ (5a) Subtract 1.0 from the number in 5a above: _____ (5b) If 5b is 0 or less, enter 0 on line 5 » If 5b is greater than 0, round up to the nearest whole number: _____ (5c) and multiply 5c by \$350, then enter on line 5 » » » » » » » » » » » » » » » »	5	0
6	Add entries on lines 1 through 5 above » » » » » » » » » » » » Subtotal:	6	
7	Is this transfer: <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 » » » » » » » » » » » » <b>Transfer Fee:</b>	8	<b>\$1,160</b>

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

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

FEE WORKSHEET for SUBSTITUTION			
1	Base Fee (includes change to one well)	1	\$840.00
2	Number of wells included in substitution _____ (2a) Subtract 1 from the number in 2a above: _____ (2b) <i>If only one well this will be 0</i> Multiply line 2b by \$410 and enter »	2	
3	Add entries on lines 1 through 2 above » » » » » » <b>Fee for Substitution:</b>	3	0



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

**Applicant Information**

APPLICANT/BUSINESS NAME <b>Steve Bruere</b>		PHONE NO. <b>(515) 240-7500</b>	ADDITIONAL CONTACT NO.
ADDRESS <b>12119 Stratford Dr., Ste. B</b>			FAX NO.
CITY <b>Clive</b>	STATE <b>IA</b>	ZIP <b>50325</b>	E-MAIL <b>steve@peoplescompany.com</b>
<b>BY PROVIDING AN E-MAIL ADDRESS, CONSENT IS GIVEN TO RECEIVE ALL CORRESPONDENCE FROM THE DEPARTMENT ELECTRONICALLY. COPIES OF THE FINAL ORDER DOCUMENTS WILL ALSO BE MAILED.</b>			

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

AGENT/BUSINESS NAME <b>Bill Neve, Water Right Solutions, LLC</b>		PHONE NO. <b>(509) 540-4474</b>	ADDITIONAL CONTACT NO.
ADDRESS <b>PO Box 511</b>			FAX NO.
CITY <b>Walla Walla</b>	STATE <b>WA</b>	ZIP <b>99362</b>	E-MAIL <b>billneve.wrs@gmail.com</b>
<b>BY PROVIDING AN E-MAIL ADDRESS, CONSENT IS GIVEN TO RECEIVE ALL CORRESPONDENCE FROM THE DEPARTMENT ELECTRONICALLY. COPIES OF THE FINAL ORDER DOCUMENTS WILL ALSO BE MAILED.</b>			

Explain in your own words what you propose to accomplish with this transfer application, and why:  
 I propose to transfer 4.4 acres of water right from land irrigated on the west side of the property to 4.4 acres on the east side of the property which is more appropriate for, and will be planted to, vineyard.  
 If you need additional space, continue on a separate piece of paper and attach to the application as "Attachment 1".

**Check One Box**

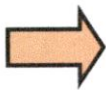
- By signing this application, I understand that, upon receipt of the draft preliminary determination and prior to Department approval of the transfer, I will be required to provide landownership information and evidence that I am authorized to pursue the transfer as identified in OAR 690-380-4010(5); **OR**
- I affirm the applicant is a municipality as defined in ORS 540.510(3)(b) and that the right is in the name of the municipality or a predecessor; **OR**
- I affirm the applicant is an entity with the authority to condemn property and is acquiring by condemnation the property to which the water right proposed for transfer is appurtenant and have supporting documentation.

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**By my signature below, I confirm that I understand:**

- Prior to Department approval of the transfer application, 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 water right 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.
- Amendments to the application may only be made in response to the Department’s Draft Preliminary Determination (DPD). The applicant will have a period of at least 30 days to amend the application to address any issues identified by the Department in the DPD, or to withdraw the application. Note that amendments may be subject to additional fees, pursuant to ORS 536.050.
- Failure to complete an approved change in place of use and/or change in character of use, will result in loss of the water right (OAR 690-380-6010).

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



*Steve Bruere*  
 Applicant signature

**Steve Bruere**  
 Print Name (and Title if applicable)

12-9-20  
 Date

\_\_\_\_\_  
 Applicant signature

\_\_\_\_\_  
 Print Name (and Title if applicable)

\_\_\_\_\_  
 Date

Is the applicant the sole owner of the land on which the water right, or portion thereof, proposed for transfer is located?  Yes  No *If NO, include signatures of all deeded landowners (and mailing and/or e-mail*



Check the following boxes that apply:

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

At this time, are the lands in this transfer application in the process of being sold?  Yes  No

If YES, and you know who the new landowner will be, please complete the receiving landowner information table below. If you do not know who the new landowner will be, then a request for assignment will have to be filed for at a later date.

If a property sells, the certificated water right(s) located on the land belong to the new owner, unless a sale agreement or other document states otherwise. For more information see:

[https://www.oregon.gov/owrd/WRDFormsPDF/Transfer\\_Property\\_Transactions.pdf](https://www.oregon.gov/owrd/WRDFormsPDF/Transfer_Property_Transactions.pdf)

RECEIVING LANDOWNER NAME <b>Steve Bruere</b>		PHONE NO. <b>(515) 240-7500</b>	ADDITIONAL CONTACT NO.
ADDRESS <b>12119 Stratford Dr., Ste. B</b>			FAX NO.
CITY <b>Clive</b>	STATE <b>IA</b>	ZIP <b>50325</b>	E-MAIL <b>steve@peoplescompany.com</b>

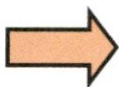
Describe any special ownership circumstances here: **The subject property is currently in the process of being purchased by the applicant (Steve Bruere)**

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

IRRIGATION DISTRICT NAME	ADDRESS		<b>RECEIVED</b> <b>DEC 14 2020</b>
CITY	STATE	ZIP	

- Check here if water for any of the rights supplied under a water service agreement or other **OWRD** 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 county, city, municipal corporation, or tribal governments within whose jurisdiction water will be diverted, conveyed or used.

ENTITY NAME <b>Umatilla County</b>	ADDRESS <b>216 SE Fourth Street</b>	
CITY <b>Pendleton</b>	STATE <b>Oregon</b>	ZIP <b>97801</b>

ENTITY NAME	ADDRESS	
CITY	STATE	ZIP

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

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

**CERTIFICATE # 40901**

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**Description of Water Delivery System**

System capacity: **2.40** 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. **Well, 125 hp turbine pump, 10-inch transite mainline, 8-inch PVC sub-mains, pivot, handline and drip irrigation systems.**

**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)
<b>POA #1</b>	<input checked="" type="checkbox"/> Authorized <input type="checkbox"/> Proposed	<b>UMAT 5211</b>	<b>6</b>	<b>N</b>	<b>36</b>	<b>E</b>	<b>30</b>	<b>SE</b>	<b>NW</b>	<b>TL 101</b>	<b>600 ft N &amp; 550 ft W from Center of Sec. 30</b>
	<input type="checkbox"/> Authorized <input type="checkbox"/> Proposed										
	<input type="checkbox"/> Authorized <input type="checkbox"/> Proposed										
	<input type="checkbox"/> Authorized <input type="checkbox"/> Proposed										

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

- |  |   |
|--|---|
| <input checked="" type="checkbox"/> Place of Use (POU)                 | <input type="checkbox"/> Supplemental Use to Primary Use (S to P) |
| <input type="checkbox"/> Character of Use (USE)                        | <input 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"/> Substitution (SUB)                       |
| <input type="checkbox"/> Surface Water POD to Ground Water POA (SW/GW) | <input type="checkbox"/> Government Action POD (GOV)              |

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

- Yes Complete only the Proposed ("to" or "on" 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.







**For Place of Use or Character 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: N/A.



Pursuant to ORS 540.510, any “layered” water use such as an irrigation right that is supplemental to a primary right proposed for transfer must be included in the transfer or be cancelled. Any change to a ground water registration must be filed separately in a ground water registration modification application.

**For Substitution** (ground water supplemental irrigation will be substituted for surface water primary irrigation)

Ground water supplemental Permit or Certificate # N/A;  
Surface water primary Certificate # N/A.

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**For a change from Supplemental Irrigation Use to Primary Irrigation Use**

Identify the primary certificate to be cancelled. Certificate # N/A

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

Well log(s) are attached for each authorized and 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: N/A

[http://apps.wrd.state.or.us/apps/gw/well\\_log/Default.aspx](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. N/A

**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 #1	Yes	UMAT 5211	583 ft	12 inch	12" 0 - 413 10" 380-501	0-66 ft	n/a	143 ft	Basalt	2.4 cfs



STATE OF OREGON  
COUNTY OF **WASILLA**  
**CERTIFICATE OF WATER RIGHT**

**This Is to Certify, That** **MAERINE WILLIAMS, MARY LEE FARLEY, &**  
**GLADYS BAILEY - By James R. Bailey**  
**99362**

of **Route 3, Box 273, Walla Walla**, State of **Washington**, 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 **Walla Walla River** for the purpose of **irrigation of 369.0 acres**

under Permit No. **G-3800** 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 **August 25, 1967**

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 **2.40 cubic feet 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 **SE $\frac{1}{4}$  NW $\frac{1}{4}$ , Section 30, T. 6 N., R. 36 E., W. M., 600 feet North and 550 feet West from Center, Section 30.**

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:

39.2 acres NE $\frac{1}{4}$  NW $\frac{1}{4}$   
38.1 acres SE $\frac{1}{4}$  NW $\frac{1}{4}$   
39.4 acres NE $\frac{1}{4}$  SW $\frac{1}{4}$   
39.4 acres SE $\frac{1}{4}$  SW $\frac{1}{4}$   
41.3 acres NW $\frac{1}{4}$  SE $\frac{1}{4}$   
41.0 acres SW $\frac{1}{4}$  SE $\frac{1}{4}$   
Section 30

39.2 acres NE $\frac{1}{4}$  NE $\frac{1}{4}$   
39.2 acres NW $\frac{1}{4}$  NE $\frac{1}{4}$   
38.5 acres NE $\frac{1}{4}$  NW $\frac{1}{4}$   
Section 31

13.7 acres NW $\frac{1}{4}$  NW $\frac{1}{4}$   
Section 32

T. 6 N., R. 36 E., W. M.

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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. **September 19, 1974**

.....**Chris L. Wheeler**.....  
State Engineer

Recorded in State Record of Water Right Certificates, Volume **32**, page **40901**

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## ATTACHMENTS

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- Affidavit of Consent from Landowner Form
- Transfer Map/Property Information
  - CWRE Transfer Map (Stamped)
  - Umatilla County Tax Lot Map
  - Umatilla County Assessor Property Summary
- Evidence of Use Affidavit & Supporting Documentation
  - Signed Affidavit
  - Well Pump Power/Billing Records (2016-2020)
- Land Use Information Form
- Water Well Report/Information
  - UMAT 5211
  - Lithology Report

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**Affidavit of Consent of Landowner Form**

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**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

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WA  
State of ~~Oregon~~ )  
 )ss  
County of \_\_\_\_\_ )

Don Redman in my/our capacity as registered agent for Cali Vineyards, LLC,  
mailing address 1370 Shade Tree Lane,  
telephone number (509) 730-0899, duly sworn depose and say that

consent to the proposed change(s) to Water Right Certificate Number 40901  
described in a Transfer Application (T-unknown) submitted by Steve Bruere,

*(transfer number, if known)*

on the property in tax lot number(s) 5803, Section 31 & 32, Township 6  
, Range 36, W.M., located at n/a.

*(site address)*

*Don Redman*      11-20-20  
Signature of Affiant      Date

\_\_\_\_\_  
Signature of Affiant      Date

Subscribed and Sworn to before me this 20 day of November, 2020.

*Daniel J Tompkins*  
Notary Public for ~~Oregon~~ Washington

My commission expires 5/1/2022

Revised 9/2/10



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## Transfer Map/Property Information

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- CWRE Transfer Map
- Umatilla County Tax Lot Map
- Umatilla County Assessor Property Summary

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# UMATILLA County Assessor's Summary Report

## Real Property Assessment Report

FOR ASSESSMENT YEAR 2020

November 6, 2020 10:28:17 am

Account # 162578  
 Map # 6N36000005803  
 Code - Tax # 0707-162578

Tax Status ASSESSABLE  
 Acct Status ACTIVE  
 Subtype NORMAL

Legal Descr Metes & Bounds - See legal report for full description.

Mailing Name CALI VINEYARDS LLC

Deed Reference # 2011-5780502

Agent

Sales Date/Price 04-18-2011 / \$0.00

In Care Of

Appraiser

Mailing Address 1370 SHADE TREE LN  
 WALLA WALLA, WA 99362-9303

Prop Class 551 MA SA NH Unit  
 RMV Class 551 04 92 000 162578-1

Situs Address(s) Situs City

Code Area		RMV	MAV	Value Summary AV	RMV Exception	CPR %
0707	Land	779,200			Land	0
	Impr.	20,310			Impr.	0
<b>Code Area Total</b>		799,510	121,590	62,117		0
<b>Grand Total</b>		799,510	121,590	62,117		0

Code Area	ID#	RFPD	Ex	Plan Zone	Value Source	Land Breakdown			Land Class	Trended RMV
						TD%	LS	Size		
0707	2	<input checked="" type="checkbox"/>		EFU	Farm Use Zoned	100	A	31.09	2-R	497,440
0707	1	<input checked="" type="checkbox"/>		EFU	Farm Use Zoned	100	A	17.61	3-R	281,760
<b>Grand Total</b>								48.70		779,200

Code Area	ID#	Yr Built	Stat Class	Description	Improvement Breakdown			Total Sq. Ft.	Ex% MS Acct #	Trended RMV
					TD%					
0707	2		395	SEMI-TRAILER/CARGO CONTAINER	100		160		1,000	
0707	1	2011	315	GP BUILDING	100		1,296		19,310	
<b>Grand Total</b>								1,456		20,310

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## Evidence of Use Affidavit/Supporting Documents

- Evidence of Use Affidavit
- Well Pump Power/Billing Records (2016-2020)

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# Application for Water Right Transfer

## Evidence of Use Affidavit



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

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

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State of Oregon )  
 ) ss  
 County of )

I, in my capacity as, **REGISTERED AGENT FOR CALI VINEYARDS LLC**  
 mailing address **1370 SHADE TREE LANE WALLA WALLA WA 99362**  
 telephone number ( ), being first duly sworn depose and say:  
**509 730-0899**

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 # ; OR **YES, WATER WAS USED ON ENTIRE PLACE**

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

Certificate #	Township	Range	Mer	Sec	1/4	1/4	Gov't Lot or DLC	Acres (if applicable)
40901	6	N	36	E	WM	31	NE NE	30.0
40901	6	N	36	E	WM	32	NW NW	13.7

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.): VINEYARD, ANNUAL CROPS **Yes**

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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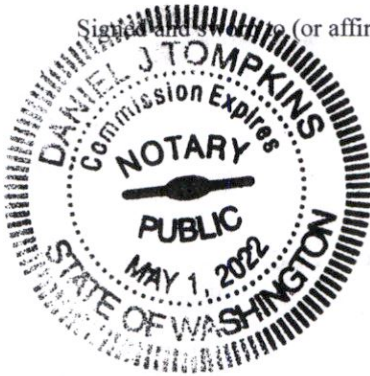
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*Da Red* 11-20-20

Signature of Affiant Date

Signed and (or affirmed) before me this 20 day of November 20 20.



WA - Notary Public for Oregon

*Daniel J Tompkins*

My Commission Expires: 5-1-2022

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



Report Criteria:  
 Customer: Customer number = 224638003

224-6380-03 BIRCH CREEK VINEYARD 84733 TELEPHONE 125HP

Account Summary:

Period	ELEC	DEMND	KVAR	SRAVL	LTREE	INF-E	Billings	Billing Adj	Payments	Other	Balance
11/12/2016											
12/11/2016	1,358.51	1,574.45	58.15	33.00	10.00	7.50	3,041.61	-	2,998.73	-	42.88
01/15/2017	-	.03	19.35	11.00	-	2.50	32.88	-	42.88	-	32.88
02/12/2017	-	.03	19.35	11.00	-	2.50	32.88	-	32.88	-	32.88
03/12/2017	-	.03	19.35	11.00	-	2.50	32.88	-	32.88	-	32.88
04/16/2017	765.18	795.27	19.35	11.00	-	2.50	1,593.30	-	32.88	-	1,593.30
05/14/2017	1,242.06	802.48	19.35	11.00	-	2.50	2,077.39	-	1,593.30	-	2,077.39
06/11/2017	1,499.78	797.92	19.35	11.00	-	2.50	2,330.55	-	2,077.39	-	2,330.55
07/16/2017	2,781.73	790.76	19.35	16.00	-	2.50	3,610.34	-	2,330.55	-	3,610.34
08/13/2017	2,122.58	801.22	19.17	16.00	-	2.50	2,961.47	-	3,610.34	-	2,961.47
09/10/2017	2,153.97	787.41	19.17	16.00	-	2.50	2,979.05	-	2,961.47	-	2,979.05
10/15/2017	2,274.56	796.52	19.19	16.00	-	2.50	3,108.77	-	2,979.05	-	3,108.77
11/12/2017	76.30	12.64	19.19	16.00	-	2.50	126.63	-	3,108.77	-	126.63
12/10/2017	-	-	19.19	16.00	-	2.50	37.69	-	126.63	-	37.69
01/14/2018	-	-	19.19	16.00	-	2.50	37.69	-	37.69	-	37.69
02/11/2018	-	-	19.19	16.00	-	2.50	37.69	-	37.69	-	37.69
03/11/2018	-	-	19.19	16.00	-	2.50	37.69	-	37.69	-	37.69
04/15/2018	-	14.04	19.19	16.00	-	2.50	51.73	-	37.69	-	51.73
05/13/2018	913.32	801.22	19.19	16.00	-	2.50	1,752.23	-	51.73	-	1,752.23
06/10/2018	2,927.10	794.34	19.19	16.00	-	2.50	3,759.13	-	1,752.23	-	3,759.13
07/15/2018	1,985.39	807.61	19.19	16.00	-	2.50	2,830.69	-	3,759.13	-	2,830.69
08/12/2018	1,327.70	822.33	19.19	16.00	-	2.50	2,187.72	-	2,830.69	-	2,187.72
09/16/2018	2,791.40	819.48	19.19	16.00	-	2.50	3,648.57	-	2,187.72	-	3,648.57
10/14/2018	2,587.40	827.57	19.37	16.00	-	2.50	3,452.84	-	3,648.57	-	3,452.84
11/11/2018	2.24	780.60	19.37	16.00	-	2.50	820.71	-	3,452.84	-	820.71
12/16/2018	-	.03	19.37	16.00	-	2.50	37.90	-	820.71	-	37.90
01/13/2019	-	.03	19.37	16.00	-	2.50	37.90	-	37.90	-	37.90
02/10/2019	-	.03	19.37	16.00	-	2.50	37.90	-	37.90	-	37.90
03/10/2019	-	-	19.37	16.00	-	2.50	37.87	-	37.90	-	37.87
04/14/2019	-	11.87	19.37	16.00	-	2.50	49.74	-	37.87	-	49.74
05/12/2019	-	12.64	19.37	16.00	-	2.50	50.51	-	37.87	-	50.51
06/16/2019	1,480.70	826.21	20.40	16.00	-	2.50	2,345.81	-	49.74	-	2,345.81
07/14/2019	1,698.30	805.22	20.40	16.00	-	2.50	2,542.42	-	50.51	-	2,542.42
08/11/2019	1,414.40	814.90	20.40	16.00	-	2.50	2,268.20	-	2,345.81	-	2,268.20

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224.6380.03 BIRCH CREEK VINEYARD 84733 TELEPHONE 125HP (Continued)

Period	ELEC	DEMND	KVAR	SRAVL	LT FEE	INF-E	Billings	Billing Adj	Payments	Other	Balance
09/15/2019	2,475.20	796.00	20.40	16.00	-	2.50	3,310.10	-	2,268.20	-	3,310.10
10/13/2019	1,387.20	798.94	20.40	16.00	-	2.50	2,225.04	-	3,310.10	-	2,225.04
11/10/2019	-	.03	20.40	16.00	-	2.50	38.93	-	2,225.04	-	38.93
12/15/2019	-	.03	20.40	16.00	-	2.50	38.93	-	38.93	-	38.93
01/12/2020	-	.03	20.40	16.00	-	2.50	38.93	-	38.93	-	38.93
02/16/2020	-	.03	20.40	16.00	-	2.50	38.93	-	38.93	-	38.93
03/15/2020	-	8.93	20.40	16.00	-	2.50	47.83	-	38.93	-	47.83
04/12/2020	-	18.12	20.40	16.00	-	2.50	57.02	-	47.83	-	57.02
05/10/2020	2,159.00	820.08	20.40	16.00	-	2.50	3,017.98	-	57.02	-	3,017.98
06/14/2020	1,473.90	806.08	20.40	16.00	-	2.50	2,318.88	-	3,017.98	-	2,318.88
07/12/2020	974.10	811.99	20.40	16.00	-	2.50	1,824.99	-	2,318.88	-	1,824.99
08/16/2020	2,602.70	804.79	20.40	16.00	-	2.50	3,446.39	-	1,824.99	-	3,446.39
09/13/2020	1,977.10	811.04	20.40	16.00	-	2.50	2,827.04	-	3,446.39	-	2,827.04
10/11/2020	3,206.76	811.65	20.40	16.00	-	2.50	4,057.31	-	2,827.04	-	4,057.31
11/15/2020	340.55	909.54	22.02	16.00	-	2.50	1,290.62	-	-	-	5,347.93
Totals:	47,999.14	22,694.16	986.00	755.00	10.00	125.00	72,569.30	-	67,221.37	-	-

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Report Criteria:  
Customer number = 224638003

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## Land Use Information Form

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## **Water Well Report/Information**

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- UMAT 5211
- Lithology Report

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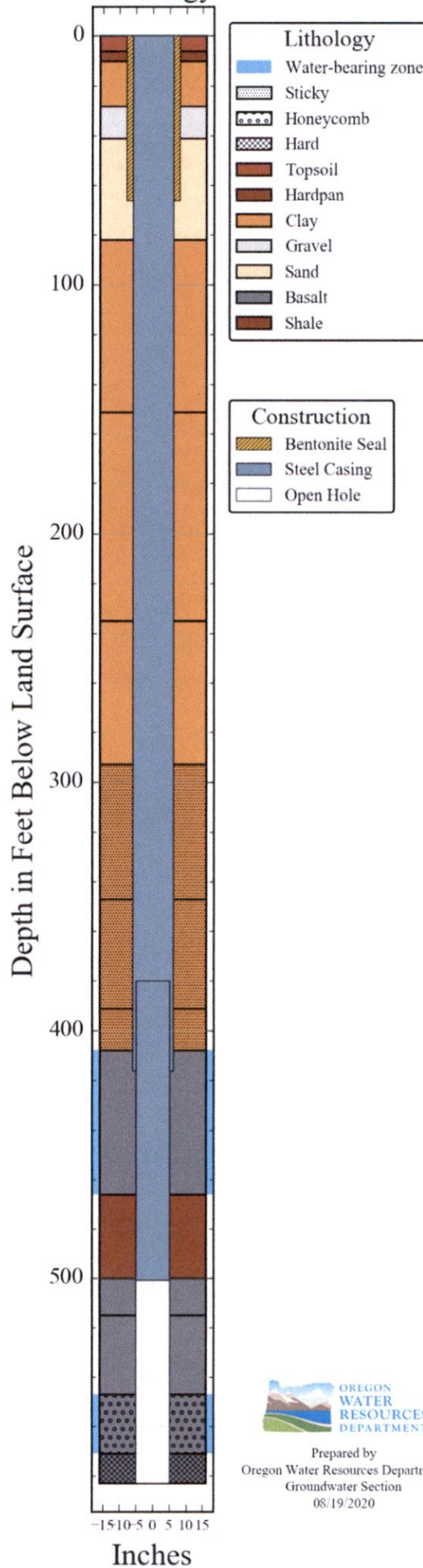
UMAT 5211

Lithology

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Prepared by  
Oregon Water Resources Department  
Groundwater Section  
08/19/2020





WATER RIGHT  
SOLUTIONS, LLC

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December 10, 2020

Oregon Department of Water Resources  
Attn: Transfer Section  
725 Summer St. NE, Suite A  
Salem, OR 97301-1266

***RE: Transfer Application – Certificate 40901***

To Whom It May Concern:

Enclosed, please find a Permanent Water Right Transfer Application requesting the transfer of 4.4 acres of Certificate No. 40901. The application fee of \$1,160 is attached.

If you have any questions, please contact me at your convenience.

Best wishes for a Merry Christmas –

Bill Neve  
Water Right Solutions, LLC

Enclosures: Permanent Transfer Application – Cert. No. 40901  
Application Fee