

# Application for Permanent Water Right Transfer

## Part 1 of 5 – Minimum Requirements Checklist

**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? 2 List them here: 94766, 94767**  
 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: \_\_\_\_/\_\_\_\_/\_\_\_\_ **1/3748**

# APOLLO 11

## MISSION REPORT

The Apollo 11 mission was the first crewed lunar landing mission. It was launched on July 16, 1969, and landed on the Moon on July 20, 1969. The mission was a major milestone in the space program.

The mission was a major milestone in the space program. It was the first time that humans have set foot on another planet.

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## Part 2 of 5 – Transfer Application Map Checklist

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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,

Oregon Water Resources Department  
Transfer Fee Calculation for Permanent (Non-District) Transfer

Home Main Help  
Return Contact Us

|  |                        |
|--|------------------------|
| Today's Date: Monday, March 22, 2021   | <b>Fee Calculation</b> |
| Base Fee (includes one type of change to one water right for up to 1 cfs)  | \$1,160.00             |
| Fill in information below-- Check each box that applies.   |                        |
| Types of Change Proposed:  |                        |
| Place of Use   |                        |
| Point of Diversion (POD)/Appropriation (POA); and/or Additional POD/POA; and/or SW POD to GW POD                           |                        |
| Character of Use   | \$0.00                 |
| Enter total number of water rights included in transfer. 2   | \$520.00               |
| Check this box if you propose to add or change a well, or change from a surface water POD to a well.                       | \$410.00               |
| Check this box if you propose to change the place of use or character of use for a NON-irrigation right.                   |                        |
| Check this box if you propose to change the place of use or character of use for an irrigation right.                      |                        |
| Total Transfer CFS(rounded up to the next whole cfs):  |                        |
| Subtotal:  | \$2,090.00             |
| Check each box that applies.   |                        |
| The transfer is necessary to complete a project funded by the Oregon Watershed Enhancement Board (OWEB) under ORS 541.932. |                        |
| The transfer is endorsed in writing by ODFW as a change that will result in a net benefit to fish and wildlife habitat.    |                        |
| Discount:  |                        |
| Transfer Fee:  | <b>\$2,090.00</b>      |

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

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**Applicant Information**

|   |       |     |           |                        |
|---|-------|-----|-----------|------------------------|
| APPLICANT/BUSINESS NAME   |       |     | PHONE NO. | ADDITIONAL CONTACT NO. |
| <b>See attachment # 1</b>   |       |     |           |                        |
| ADDRESS   |       |     | FAX NO.   |                        |
| CITY  | STATE | ZIP | E-MAIL    |                        |
| <p><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></p> |       |     |           |                        |

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

|   |       |     |           |                        |
|---|-------|-----|-----------|------------------------|
| AGENT/BUSINESS NAME   |       |     | PHONE NO. | ADDITIONAL CONTACT NO. |
| ADDRESS   |       |     | FAX NO.   |                        |
| CITY  | STATE | ZIP | E-MAIL    |                        |
| <p><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></p> |       |     |           |                        |

Explain in your own words what you propose to accomplish with this transfer application, and why:  
 Due to property division lines, we are requesting additional well #4 for better efficiency to resolve any potential easement issues.

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.

**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: Burns Times Herald.
- 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.**



Ronald Whiting  
Applicant signature

Ronald Whiting  
Print Name (and Title if applicable)

03/30/2021  
Date

Linda Whiting  
Applicant signature

Linda Whiting  
Print Name (and Title if applicable)

Date 3-31-2021

Is the applicant the sole owner of the land on which the water right, or portion thereof, proposed for transfer is located?  Yes  No If NO, include signatures of all deeded landowners (and mailing and/or e-mail addresses if different than the applicant's) or attach affidavits of consent (and mailing and/or e-mail addresses) from all landowners or individuals/entities to which the water right(s) were conveyed.

Joel R Davis

Joel R. Davis

6-16-21 and

Diana Davis

Diana L. Davis

6-16-2021

67271 Hwy 205, Burns, OR 97720

Donald Doverspike

Donald Doverspike

6-16-21 and

Katherine Doverspike

Katherine Doverspike

6-16-21

PO Box 481, Hines, OR 97738

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**Application for  
PERMANENT WATER RIGHT TRANSFER**

**ATTACHMENT #1  
LIST OF APPLICANTS**

| <b>Name</b>  | <b>Address</b>                        | <b>Phone #</b>        |
|--|---------------------------------------|-----------------------|
| <b>Ronald and Linda Whiting</b>  | <b>PO Box 716, Burns, OR 97720</b>    | <b>(541) 589-0330</b> |
| <b>Email address: <a href="mailto:ronwhiting55@centurytel.net">ronwhiting55@centurytel.net</a></b> |                                       |                       |
| <b>Joel Richard and Diana L. Davis</b>   | <b>67271 Hwy 205, Burns, Or 97720</b> | <b>(541) 589-1044</b> |
| <b>Donald and Katherine Doverspike</b>   | <b>PO Box 481, Hines, OR 97738</b>    | <b>(541) 377-6298</b> |

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PERMANENT WATER RIGHT TRANSFER**

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Check the following boxes that apply:

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- 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 |       | PHONE NO. | ADDITIONAL CONTACT NO. |  |
| ADDRESS                  |       |           | FAX NO.                |  |
| CITY                     | STATE | ZIP       | E-MAIL                 |  |

Describe any special ownership circumstances here: \_\_\_\_\_

- 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<br><b>N/A</b> | 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 county, city, municipal corporation, or tribal governments within whose jurisdiction water will be diverted, conveyed or used.

|  |                                 |                     |
|--|---------------------------------|---------------------|
| ENTITY NAME<br><b>HARNEY COUNTY PLANNING</b> | ADDRESS<br><b>360 N. ALVORD</b> |                     |
| CITY<br><b>BURNS</b>                         | STATE<br><b>OR</b>              | ZIP<br><b>97720</b> |

|             |         |
|-------------|---------|
| ENTITY NAME | ADDRESS |
|-------------|---------|

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|      |       |     |
|------|-------|-----|
| 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 # 94766**

**Description of Water Delivery System**

System capacity: 0.55 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. See attachment A

**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)                                      |
|------------------------|---|--|------|------|-----|-------|---------------------------|---|
| Whiting Well No 1      | <input checked="" type="checkbox"/> Authorized                                      | HARN 407   | 23 S | 31 E | 9   | NW SE |                           | 29' SOUTH & 83' E FROM THE C¼ COR. SEC 9 (43 35.5600N, 119 0.5930W)                       |
| Whiting Well No 4      | <input checked="" type="checkbox"/> Proposed  |  | 23 S | 31 E | 9   | NW SE |                           | Within a 50' radius approx. 230'S & 23'E From the C¼ COR SEC 9 (43 35.5280N, 119 0.6090W) |
| Whiting Well No. 2     | <input checked="" type="checkbox"/> Authorized<br><input type="checkbox"/> Proposed | HARN 1923  | 23 S | 31 E | 9   | NW SE |                           | 1292' SOUTH & 687' EAST FROM THE C¼ COR S 9   |
| Whiting Well No. 3     | <input checked="" type="checkbox"/> Authorized<br><input type="checkbox"/> Proposed | HARN 51497   | 23 S | 31 E | 9   | NW SE |                           | 17' s & 757' E FROM THE C¼ CORNER, S. 9   |

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

- |  |  |
|--|--|
| <input 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 checked="" 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?

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**APPLICATION FOR  
PERMANENT WATER RIGHT TRANSFER**

**ATTACHMENT "A"  
CURRENT WATER DELIVERY SYSTEM**

**Well #1: US Motors 50 HP, 1800 RPM Motor  
Western 2 Stage Pump Model #12-WHH.**

Well #2: General Electric 60 HP, 1750 RPM Motor  
Fairbanks Morse 2 Stage Pump Model #13H

Well #3 US Motors 50 HP, 1800 RPM Motor  
Fairbanks Morse 2 Stage Pump Model #12I

**Main line: 1240' of 15" diameter PVC pipe with risers.**

**Lateral line: 6100' of 12" gated pipe and 1530' of 10" PVC gated pipe.**

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- 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.

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

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

**Table 2. Description of Changes to Water Right Certificate # 94766**

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

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Additional remarks: \_\_\_\_\_

| 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  | Tax Lot | Gvt Lot or DLC | Acres | Type of USE listed on Certificate | POD(s) or POA(s) (name or number from Table 1) | Priority Date | Twp   | Rng  | Sec  | ¼  | Tax Lot | Gvt Lot or DLC | Acres | New Type of USE | POD(s)/ POA(s) to be used (from Table 1) | Priority Date |
| <b>EXAMPLE</b>  |      |       |    |         |                |       |                                   |  |               |   |      |      |    |         |                |       |                 |  |               |
| 23 S  | 31 E | 15 NE | NW | 100     | 150            | 150   | Intention                         | POD #1, POD #2                                 | 1901          | 23 S  | 31 E | 9 NE | NW | 500     | 1              | 10.0  |                 | POD #5                                   | 1901          |
| 23 S  | 31 E | 9 SE  | NW | 500     | 500            | 500   |                                   |  |               | 23 S  | 31 E | 9 SE | NW | 500     | 500            | 500   |                 | POD #5                                   | 1901          |
|   |      |       |    |         |                |       |                                   | APOA   |               | 23 S  | 31 E | 9 NE | NE |         |                | 6.6   |                 | POA #1,2,3,4                             | 1961          |
|   |      |       |    |         |                |       |                                   | "  |               | 23 S  | 31 E | 9 SE | NE |         |                | 37    |                 | "  | "             |
| TOTAL ACRES:  |      |       |    |         |                |       |                                   |  |               | TOTAL ACRES:  |      |      |    |         |                |       |                 |  |               |
| 13748   |      |       |    |         |                |       |                                   |  |               | 43.6  |      |      |    |         |                |       |                 |  |               |

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**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: 94767.



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 # \_\_\_\_\_;

Surface water primary Certificate # \_\_\_\_\_.

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

Identify the primary certificate to be cancelled. Certificate # \_\_\_\_\_

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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:

[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.

**Table 3. Construction of Point(s) of Appropriation**

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

| Proposed or Authorized POA Name or Number | Is well already built? (Yes or No) | If an existing well: OWRD Well ID Tag No. L-_____ | Total well depth                  | Casing Diameter | Casing Intervals (feet)     | Seal depth(s) (intervals) | Perforated or screened intervals (in feet) | Static water level of completed well (in feet) | Source aquifer (sand, gravel, basalt, etc.) | Well-specific rate (cfs or gpm). If less than full rate of water right |
|---|------------------------------------|---|-----------------------------------|-----------------|-----------------------------|---------------------------|--|--|---|--|
| Well No. 1                                | Yes See Attached well log          | Harn407   | 364'                              | 12"             | 0-154'                      |                           | 55 to 68'<br>129-149'                      | 8'   | sand, gravel                                |  |
| Well No. 4                                | No                                 |   | Approximately 380' or within same | 14"             | <del>0-364'</del><br>0-380' | 0-70'                     | <del>200-364'</del><br>200-380'            |  | sand, gravel                                |  |

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|           |                           |            | aquifer |           |          |      |                               |     |                         |
|-----------|---------------------------|------------|---------|-----------|----------|------|-------------------------------|-----|-------------------------|
| Well No.2 | Yes See Attached well log | Harn 1923  | 355'    | 16"       | +1.5-240 | 0-18 | 30-80                         | 14' | Unconsolidated material |
| Well #3   | Yes See Attached well log | Harn 51497 | 360'    | 20" & 14" | +1-360   | 0-78 | 200-220<br>220-260<br>260-300 | 14' | unconsolidated material |

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AUG 29 1961  
STATE ENGINEER  
SALEM, OREGON

**WATER WELL REPORT**  
STATE OF OREGON

State Well No. 23/31-9k(1)  
State Permit No. G2109

File Original and  
First Copy with the  
STATE ENGINEER,  
SALEM, OREGON

(1) OWNER:  
Name HILTON WHITING  
Address BURNS, OREGON

(2) LOCATION OF WELL:  
County Harney Owner's number, if any—  
N.W. 1/4 Section 9 T. 23 R. 31 E.W.M.  
Bearing and distance from section or subdivision corner  
29 feet E. and 83 feet S from  
Section 9 Top 23  
N. Range 31 E.W.M.

(3) TYPE OF WORK (check):  
New Well  Deepening  Reconditioning  Abandon   
If abandonment, describe material and procedure in Item 11.

(4) PROPOSED USE (check):  
Domestic  Industrial  Municipal   
Irrigation  Test Well  Other   
(5) TYPE OF WELL:  
Rotary  Driven   
Cable  Jetted   
Dug  Bored

(6) CASING INSTALLED:  
Threaded  Welded   
12" Diam. from 0 ft. to 154 ft. Gage 1/8"  
" Diam. from \_\_\_\_\_ ft. to \_\_\_\_\_ ft. Gage \_\_\_\_\_  
" Diam. from \_\_\_\_\_ ft. to \_\_\_\_\_ ft. Gage \_\_\_\_\_

(7) PERFORATIONS:  
Perforated?  Yes  No  
Type of perforator used TARCH  
SIZE of perforations 1/8 in. by 12 in.  
30 perforations from 53 ft. to 68 ft.  
80 perforations from 129 ft. to 149 ft.  
perforations from \_\_\_\_\_ ft. to \_\_\_\_\_ ft.  
perforations from \_\_\_\_\_ ft. to \_\_\_\_\_ ft.  
perforations from \_\_\_\_\_ ft. to \_\_\_\_\_ ft.

(8) SCREENS:  
Well screen installed  Yes  No  
Manufacturer's Name \_\_\_\_\_  
Type \_\_\_\_\_ Model No. \_\_\_\_\_  
Slot size \_\_\_\_\_ Set from \_\_\_\_\_ ft. to \_\_\_\_\_ ft.  
Slot size \_\_\_\_\_ Set from \_\_\_\_\_ ft. to \_\_\_\_\_ ft.

(9) CONSTRUCTION:  
Was well gravel packed?  Yes  No Size of gravel: \_\_\_\_\_  
Gravel placed from \_\_\_\_\_ ft. to \_\_\_\_\_ ft.  
Was a surface seal provided?  Yes  No. To what depth? \_\_\_\_\_ ft.  
Material used in seal—  
Did any strata contain unusable water?  Yes  No  
Type of water? \_\_\_\_\_ Depth of strata \_\_\_\_\_  
Method of sealing strata off \_\_\_\_\_

(10) WATER LEVELS:  
Static level 8 ft. below land surface Date 8-19-61  
Artesian pressure \_\_\_\_\_ lbs. per square inch Date \_\_\_\_\_

Log Accepted by:  
[Signed] Hilton Whiting Date Aug 21, 1961  
(Owner)

(11) WELL TESTS: Drawdown is amount water level is lowered below static level  
Was a pump test made?  Yes  No If yes, by whom? WELL DRILLED  
Yield: 800 gal./min. with 80 ft. drawdown after 7 hrs.  
" 900 " " 80 " " 9 "  
" 1100 " " 65 " " 22 "  
Bailer test \_\_\_\_\_ gal./min. with \_\_\_\_\_ ft. drawdown after \_\_\_\_\_ hrs.  
Artesian flow \_\_\_\_\_ g.p.m. Date \_\_\_\_\_  
Temperature of water 50 Was a chemical analysis made?  Yes  No

(12) WELL LOG: Diameter of well 12 inches.  
Depth drilled 364 ft. Depth of completed well 364 ft.  
Formation: Describe by color, character, size of material and structure, and show thickness of aquifers and the kind and nature of the material in each stratum penetrated, with at least one entry for each change of formation.

| MATERIAL                    | FROM | TO  |
|-----------------------------|------|-----|
| SOIL - TOP SOIL             | 0    | 20  |
| COARSE GRAVEL & SAND        | 20   | 40  |
| YELLOW CLAY                 | 40   | 44  |
| COARSE GRAVEL               | 44   | 68  |
| YELLOW CLAY                 | 68   | 120 |
| BLUE CLAY                   | 120  | 128 |
| COARSE SAND & GRAVEL - LIM  | 128  | 144 |
| GREEN SHALE                 | 144  | 230 |
| PUMICE CINDERS, Y. CLAY     | 230  | 280 |
| BLUE CLAY                   | 280  | 345 |
| FINE BL. SAND - COARSE LIM. | 345  | 362 |
| GREEN SHALE                 | 362  | 364 |

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Work started 7-20 1961 Completed 8-19 1961  
(13) PUMP: T.O.B. INSTALLED  
Manufacturer's Name WESTERN PUMP CO.  
Type: \_\_\_\_\_ H.P. \_\_\_\_\_

Well Driller's Statement:  
This well was drilled under my jurisdiction and this report is true to the best of my knowledge and belief.  
NAME PAUL R. CHISLEY  
(Person, firm, or corporation) (Type or print)  
Address 1073 W. 711 MORRIS  
Driller's well number WHITING #1  
[Signed] Paul Chisley  
(Well Driller)  
License No. 367 Date 8-21, 1961

(USE ADDITIONAL SHEETS IF NECESSARY)

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STATE OF OREGON  
WATER WELL REPORT  
(as required by ORS 537.705)

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HARN 1923  
MAR 31 1992

well # 2 235/316/9dc  
(START CARD) # 25030

(1) OWNER: Name Ronald Whiting  
Address PO Box 1025  
City BURNS State Or Zip 97720

(2) TYPE OF WORK:  
 New Well  Deepen  Recondition  Abandon

(3) DRILL METHOD  
 Rotary Air  Rotary Mud  Cable  
 Other

(4) PROPOSED USE:  
 Domestic  Community  Industrial  Irrigation  
 Thermal  Injection  Other

(5) BORE HOLE CONSTRUCTION:  
Special construction approval Yes  No   
Depth of Completed Well 355 ft.  
Explosives used  Type \_\_\_\_\_ Amount \_\_\_\_\_

| HOLE Diameter | From To |     | SEAL Material | From To |    | Amount sacks or pounds |
|---------------|---------|-----|---------------|---------|----|------------------------|
|               | From    | To  |               | From    | To |                        |
| 2.0"          | 0       | 18  | Cement        | 0       | 18 | 35 sacks               |
| 16            | 18      | 355 |               |         |    |                        |

How was seal placed? Method  A  B  C  D  E  
 Other \_\_\_\_\_  
Backfill placed from \_\_\_\_\_ ft. to \_\_\_\_\_ ft. Material \_\_\_\_\_  
Gravel placed from \_\_\_\_\_ ft. to \_\_\_\_\_ ft. Size of gravel \_\_\_\_\_

(6) CASING/LINER:

| Casing/Liner | Diameter | From | To  | Gauge | Material                            |                          |                                     |                          |
|--------------|----------|------|-----|-------|-------------------------------------|--------------------------|-------------------------------------|--------------------------|
|              |          |      |     |       | Steel                               | Plastic                  | Welded                              | Threaded                 |
| Casing       | 16"      | +1.5 | 240 | 250   | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| Liner        |          |      |     |       | <input type="checkbox"/>            | <input type="checkbox"/> | <input type="checkbox"/>            | <input type="checkbox"/> |

Final location of above 240

(7) PERFORATIONS/SCREENS:  
 Perforations Method Factory Cut  
 Screens Type \_\_\_\_\_ Material \_\_\_\_\_

| From | To | Slot size | Number | Diameter | Tota/pipe size | Casing                              | Linor                    |
|------|----|-----------|--------|----------|----------------|-------------------------------------|--------------------------|
| 30   | 80 | 1/8x3"    | 2352   | 16"      |                | <input checked="" type="checkbox"/> | <input type="checkbox"/> |

(8) WELL TESTS: Minimum testing time is 1 hour  
 Pump  Sailer  Air  Flowing Artesian  
Yield gal/min 2500 Drawdown 61 Drill stem at 180' Time 13hr

Temperature of water 62.0 Depth Artesian Flow Found \_\_\_\_\_  
Was a water analysis done?  No  Yes By whom \_\_\_\_\_  
Did any strata contain water not suitable for intended use?  Too little  
 Salty  Muddy  Odor  Colored  Other \_\_\_\_\_  
Depth of strata: \_\_\_\_\_

(9) LOCATION OF WELL by legal description:  
County HARNEY Latitude \_\_\_\_\_ Longitude \_\_\_\_\_  
Township 23S Nor S. Range 31E East W. W.M. \_\_\_\_\_  
Section 9 SW 4 SE 4  
Tax Lot 1100 Lot \_\_\_\_\_ Block \_\_\_\_\_ Subdivision \_\_\_\_\_  
Street Address of Well (or nearest address) Highway 78

(10) STATIC WATER LEVEL:  
14 ft. below land surface. Date 3/5/92  
Artesian pressure \_\_\_\_\_ lb. per square inch. Date \_\_\_\_\_

(11) WATER BEARING ZONES:  
Depth at which water was first found 20'

| From | To  | Estimated Flow Rate | SWL |
|------|-----|---------------------|-----|
| 20   | 355 | 2500                | 14  |

(12) WELL LOG: Ground elevation 4141

| Material                  | From | To   | SWL |
|---------------------------|------|------|-----|
| Clay Topsoil              | 0    | 1    |     |
| Clay, gray                | 1    | 20   |     |
| Gravel med, clay          | 20   | 25   | 14  |
| Clay, blue                | 25   | 32   |     |
| Gravel med                | 32   | 75   | 14  |
| Clay, yellow soft         | 75   | 90   |     |
| Gravel, med               | 90   | 105  | 14  |
| Clay blue grey            | 105  | 115  |     |
| Sand fine blk/gravel      | 115  | 125  | 14  |
| Sand fine, blk            | 125  | 140  |     |
| Clay soft/sand blk        | 140  | 23-0 | 14  |
| Clay, green               | 230  | 280  |     |
| Gravel med, sand/fine blk | 280  | 290  | 14  |
| Pumice, white             | 290  | 297  |     |
| Clay, grey (sticky)       | 297  | 340  | 14  |
| Gravel med to large       | 340  | 350  |     |
| Clay green (sticky)       | 350  | 355  | 14  |

Date started 2/11/92 Completed 3/5/92

(unbonded) Water Well Constructor Certification:  
I certify that the work I performed on the construction, alteration, or abandonment of this well is in compliance with Oregon well construction standards. Materials used and information reported above are true to my best knowledge and belief.

WWC Number \_\_\_\_\_  
Signed \_\_\_\_\_ Date \_\_\_\_\_

(bonded) Water Well Constructor Certification:  
I accept responsibility for the construction, alteration, or abandonment work performed on this well during the construction dates reported above. All work performed during this time is in compliance with Oregon well construction standards. This report is true to the best of my knowledge and belief.

WWC Number 426  
Signed [Signature] Date 3-24-92

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HARN 51497

STATE OF OREGON  
WATER SUPPLY WELL REPORT  
(as required by ORS 537.765 & OAR 690-205-0210)

Well # 3

WELL LABEL # L 98082

START CARD # 197401

Instructions for completing this report are on the last page of this form.

(1) LAND OWNER  
Owner Well I.D.  
First Name Ren Last Name WHITING  
Company  
Address 71529 Hwy 78  
City BURNS State OR Zip 97720

(2) TYPE OF WORK  New Well  Deepening  Conversion  
 Alteration (repair/recondition)  Abandonment

(3) DRILL METHOD  
 Rotary Air  Rotary Mud  Cable  Auger  Cable Mud  
 Reverse Rotary  Other

(4) PROPOSED USE  Domestic  Irrigation  Community  
 Industrial/Commercial  Livestock  Dewatering  Injection  
 Thermal  Other

(5) BORE HOLE CONSTRUCTION Special Standard:  Yes (attach copy)  
Depth of Completed Well 360 ft.

| BORE HOLE |      |     | SEAL     |      |    |        |          |
|-----------|------|-----|----------|------|----|--------|----------|
| Dia       | From | To  | Material | From | To | Amount | Scks/lbs |
| 24"       | 0    | 78  | CONCRETE | 0    | 78 | 58     | Scks     |
| 20"       | 78   | 360 |          |      |    |        |          |

How was seal placed: Method  A  B  C  D  E

Backfill placed from \_\_\_\_\_ ft. to \_\_\_\_\_ ft. Material \_\_\_\_\_

Filter pack from 0 ft. to 360 ft. Material PEN GRASS Size 3/8

Explosives used:  Yes Type \_\_\_\_\_ Amount \_\_\_\_\_

(6) CASING/LINER

| Casing/Liner                        | Dia | + | From | To  | Gauge | Steel                               | Plastic | Welded | Thrd                                |
|-------------------------------------|-----|---|------|-----|-------|-------------------------------------|---------|--------|-------------------------------------|
| <input checked="" type="checkbox"/> | 20" | + | 78   | 250 |       | <input checked="" type="checkbox"/> |         |        | <input checked="" type="checkbox"/> |
| <input checked="" type="checkbox"/> | 14" | + | 360  | 250 |       | <input checked="" type="checkbox"/> |         |        | <input checked="" type="checkbox"/> |

Shoe  Inside  Outside  Other Location of shoe(s) \_\_\_\_\_

Temporary casing  Yes Diameter \_\_\_\_\_ From \_\_\_\_\_ To \_\_\_\_\_

(7) PERFORATIONS/SCREENS

Perforations Method HOLTE PERFORATOR 220' - 260'  
Screens Type \_\_\_\_\_ Material \_\_\_\_\_

| Perf                                | Screen | Casing | Liner                               | Screen Dia | From | To  | Screen slot width | Slot length | # of slots | Tele/pipe size |
|-------------------------------------|--------|--------|-------------------------------------|------------|------|-----|-------------------|-------------|------------|----------------|
| <input checked="" type="checkbox"/> |        |        | <input checked="" type="checkbox"/> | 260        | 220  | 260 | 1/8"              | 1"          | 320        | PIPE           |
| <input checked="" type="checkbox"/> |        |        | <input checked="" type="checkbox"/> | 260        | 260  | 260 | 1/8"              | 3"          | 1120       | PIPE           |
|                                     |        |        |                                     | 260        | 360  | 260 | 1/8"              | 1"          | 640        | PIPE           |

(8) WELL TESTS: Minimum testing time is 1 hour

Pump  Bailor  Air  Flowing Artesian

| Yield gal/min | Drawdown | Drill stem/Pump depth | Duration (hr) |
|---------------|----------|-----------------------|---------------|
| 1000          |          | 320'                  | 1 hr          |

Temperature 55 °F Lab analysis  Yes By \_\_\_\_\_

Water quality concerns?  Yes (describe below)

| From | To | Description | Amount | Units |
|------|----|-------------|--------|-------|
|      |    |             |        |       |

(9) LOCATION OF WELL (legal description)

County HARNEY Twp 23 N or S Range 31 E or W W.M.  
Sec 09 SW 1/4 of the 36 1/4 Tax Lot 1000

Tax Map Number \_\_\_\_\_ Lot \_\_\_\_\_  
Lat \_\_\_\_\_ " or \_\_\_\_\_ DMS or DD  
Long \_\_\_\_\_ " or \_\_\_\_\_ DMS or DD

Street Address of Well (or nearest address) 71529 Hwy 78

(10) STATIC WATER LEVEL

| Existing Well/Predeepening | Date           | SWL (psi) | + | SWL (ft)   |
|----------------------------|----------------|-----------|---|------------|
| Completed Well             | <u>7-29-08</u> |           |   | <u>14'</u> |

Flowing Artesian?  Yes Dry Hole?  Yes

WATER BEARING ZONES Depth water was first found 15'

| SWL Date       | From       | To         | Est Flow    | SWL (psi) | + | SWL (ft)   |
|----------------|------------|------------|-------------|-----------|---|------------|
| <u>8-29-08</u> | <u>15</u>  | <u>70</u>  | <u>500</u>  |           |   | <u>14'</u> |
| <u>8-29-08</u> | <u>90</u>  | <u>120</u> | <u>200</u>  |           |   | <u>14'</u> |
| <u>4-12-08</u> | <u>212</u> | <u>290</u> | <u>2000</u> |           |   | <u>14'</u> |

(11) WELL LOG

| Material                   | From | To  |
|----------------------------|------|-----|
| Clay loam topsoil          | 0    | 4   |
| Brown clay                 | 4    | 15  |
| Sand + gravel              | 15   | 70  |
| Brown clay                 | 70   | 90  |
| Loose sand - fine gravel   | 90   | 120 |
| Grey clay - gravel streaks | 120  | 250 |
| tan clay                   | 250  | 212 |
| tan clay - gravel streaks  | 212  | 290 |
| compact clay - gravel      | 290  | 360 |

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WATER RESOURCES DEPT

SALEM, OREGON

Date Started 8-18-08 Completed 7-29-08

(unbonded) Water Well Constructor Certification

I certify that the work I performed on the construction, deepening, alteration, or abandonment of this well is in compliance with Oregon water supply well construction standards. Materials used and information reported above are true to the best of my knowledge and belief.

License Number 1759 Date 10-10-08

Signed Chadley Viny

(bonded) Water Well Constructor Certification

I accept responsibility for the construction, deepening, alteration, or abandonment work performed on this well during the construction dates reported above. All work performed during this time is in compliance with Oregon water supply well construction standards. This report is true to the best of my knowledge and belief.

License Number 1355 Date 10-10-08

Signed Arthur J. Jay

Contact Info. (optional)

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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 # 94767

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**Description of Water Delivery System**

System capacity: 1.86 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. See Attachment A

**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)                                      |
|------------------------|---|--|------|------|-----|-------|---------------------------|---|
| Whiting Well No 1      | <input checked="" type="checkbox"/> Authorized<br><input type="checkbox"/> Proposed | HARN 407   | 23 S | 31 E | 9   | NW SE |                           | 29' SOUTH & 83' E FROM THE C¼ COR. SEC 9 (43 35.5600N, 119 0.5930W)                       |
| Whiting Well No 4      | <input type="checkbox"/> Authorized<br><input checked="" type="checkbox"/> Proposed |  | 23 S | 31 E | 9   | NW SE |                           | Within a 50' radius approx. 230'S & 23'E From the C¼ COR SEC 9 (43 35.5280N, 119 0.6090W) |
| Whiting Well No 2      | <input checked="" type="checkbox"/> Authorized<br><input type="checkbox"/> Proposed | HARN 1923  | 23 s | 31 E | 9   | NW SE |                           | 1292' SOUTH & 687' EAST FROM THE C¼ COR S 9   |
| Whiting Well No 3      | <input checked="" type="checkbox"/> Authorized<br><input type="checkbox"/> Proposed | HARN 51497   | 23 s | 31 E | 9   | NW SE |                           | 17' s & 757' E FROM THE C¼ CORNER, S. 9   |

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

- |  |  |
|--|--|
| <input 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 checked="" 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?

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**APPLICATION FOR  
PERMANENT WATER RIGHT TRANSFER**

**ATTACHMENT "A"  
CURRENT WATER DELIVERY SYSTEM**

**Well #1: US Motors 50 HP, 1800 RPM Motor  
Western 2 Stage Pump Model #12-WHH.**

**Well #2: General Electric 60 HP, 1750 RPM Motor  
Fairbanks Morse 2 Stage Pump Model #13H**

**Well #3 US Motors 50 HP, 1800 RPM Motor  
Fairbanks Morse 2 Stage Pump Model #12I**

**Main line: 1240' of 15" diameter PVC pipe with risers.**

**Lateral line: 6100' of 12" gated pipe and 1530' of 10" PVC gated pipe.**

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- 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.

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

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

**Table 2. Description of Changes to Water Right Certificate # 94767**

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

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Additional remarks: Property Line Adjustment in 2018 split up w/ 1/2 SE 1/4  
 No change in PPU is proposed, only ownership lines have been updated.

| AUTHORIZED (the "from" or "off" lands)<br>The listing that appears on the certificate BEFORE PROPOSED CHANGES<br>List only that part or portion of the water right that will be changed. |     |     |     |                    |       |                                   |  |               |   | PROPOSED (the "to" or "on" lands)<br>The listing as it would appear AFTER PROPOSED CHANGES<br>are made. |     |     |     |                |                |       |                 |  |               |      |              |      |
|--|-----|-----|-----|--------------------|-------|-----------------------------------|--|---------------|---|---|-----|-----|-----|----------------|----------------|-------|-----------------|--|---------------|------|--------------|------|
| Twp  | Rng | Sec | 1/4 | Gvt Tax 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 or DLC | Gvt Lot or DLC | Acres | New Type of USE | POD(s)/ POA(s) to be used (from Table 1) | Priority Date |      |              |      |
| <b>EXAMPLE</b>   |     |     |     |                    |       |                                   |  |               |   |   |     |     |     |                |                |       |                 |  |               |      |              |      |
| 2  | S   | 9   | E   | 15                 | NW    | 100                               | 15.0   | Irrigation    | POD #1 POD #2                                     | 1901  | 2   | S   | 9   | E              | 1              | NW    | NW              | 500                                      | 1             | 10.0 | POD #5       | 1901 |
|  |     |     |     |                    |       |                                   |  |               |   |   | 2   | S   | 9   | E              | 2              | SW    | NW              | 500                                      |               | 5.0  | POD #6       | 1901 |
|  |     |     |     |                    |       |                                   |  |               | APOA  |   | 23  | S   | 31  | E              | 9              | NE    | SE              | 1200                                     |               | 40   | POA #1,2,3,4 | 1961 |
|  |     |     |     |                    |       |                                   |  |               | "   |   | 23  | S   | 31  | E              | 9              | NW    | SE              | 1200                                     |               | 16.2 | "            | "    |
|  |     |     |     |                    |       |                                   |  |               | "   |   | 23  | S   | 31  | E              | 9              | SW    | SE              | 1100                                     |               | 20.0 | "            | "    |
|  |     |     |     |                    |       |                                   |  |               | "   |   | 23  | S   | 31  | E              | 9              | SW    | SE              | 1100                                     |               | 16.3 | "            | "    |
|  |     |     |     |                    |       |                                   |  |               | "   |   | 23  | S   | 31  | E              | 9              | SE    | SE              | 1200                                     |               | 14.9 | "            | "    |
|  |     |     |     |                    |       |                                   |  |               |   |   |     |     |     |                |                |       |                 |  |               | 35.4 |              | "    |
| TOTAL ACRES:   |     |     |     |                    |       |                                   |  |               |   | TOTAL ACRES:  |     |     |     |                |                |       |                 |  |               |      |              |      |
| 13748  |     |     |     |                    |       |                                   |  |               |   | 148.8   |     |     |     |                |                |       |                 |  |               |      |              |      |

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**For Place of Use or Character of Use Changes**

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

If YES, list the certificate, water use permit, or ground water registration numbers: 94766.



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 # \_\_\_\_\_;

Surface water primary Certificate # \_\_\_\_\_.

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

Identify the primary certificate to be cancelled. Certificate # \_\_\_\_\_

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

- Well log(s) are attached for each authorized and proposed well(s) that are clearly labeled and associated with the corresponding well(s) in Table 1 above and on the accompanying application map.

**Tip:** You may search for well logs on the Department's web page at:

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

**AND/OR**

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

**Table 3. Construction of Point(s) of Appropriation**

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

| Proposed or Authorized POA Name or Number | Is well already built? (Yes or No) | If an existing well: OWRD Well ID Tag No. L-___ | Total well depth                   | Casing Diameter | Casing Intervals (feet)     | Seal depth(s) (intervals) | Perforated or screened intervals (in feet) | Static water level of completed well (in feet) | Source aquifer (sand, gravel, basalt, etc.) | Well-specific rate (cfs or gpm). If less than full rate of water right |
|---|------------------------------------|---|------------------------------------|-----------------|-----------------------------|---------------------------|--|--|---|--|
| Well No.1                                 | Yes See attached well log          | HARN 407  | 364'                               | 12              | 0-154'                      |                           | 55-68'<br>129-149'                         | 8'   | Sand, gravel                                |  |
| Well No. 4                                | No                                 |   | Approximately 380', or within same | 14"             | <del>0-364'</del><br>0-380' | 0-70'                     | <del>30-80'</del><br>200-380'              |  | sand, gravel                                |  |

|            |                           |            | aguifer |           |           |       |                                  |     |                         |
|------------|---------------------------|------------|---------|-----------|-----------|-------|----------------------------------|-----|-------------------------|
| Well No. 2 | Yes See Attached well log | Harn1923   | 355'    | 16"       | +1.5-240' | 0-18' | 30-80'                           | 14' | unconsolidated material |
| Well No.3  | Yes See Attached well log | Harn 51497 | 360'    | 20" & 14" | +1-360    | 0-78  | 200-220'<br>220-260'<br>260-300' | 14' | unconsolidated material |

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WATER WELL REPORT  
STATE ENGINEER  
STATE OF OREGON

State Well No. 23/31-9k(1)  
State Permit No. G2109

File Original and  
First Copy with the  
STATE ENGINEER,  
SALEM, OREGON

(1) OWNER:

Name HILTON WHITING  
Address 1341 N. OREGON

(2) LOCATION OF WELL:

County Harney Owner's number, if any  
N.W. 1/4 Section 9 T. 23 R. 31 E.W.M.  
Bearing and distance from section or subdivision corner  
29 feet E. and 83 feet S. from  
N. Range 31 E.W.M.

(3) TYPE OF WORK (check):

New Well  Deepening  Reconditioning  Abandon   
If abandonment, describe material and procedure in Item 11.

(4) PROPOSED USE (check):

Domestic  Industrial  Municipal   
Irrigation  Test Well  Other

(5) TYPE OF WELL:

Rotary  Driven   
Cable  Jetted   
Dug  Bored

(6) CASING INSTALLED:

Threaded  Welded   
12" Diam. from 0 ft. to 154 ft. Gage  $\frac{3}{8}$ "  
" Diam. from \_\_\_\_\_ ft. to \_\_\_\_\_ ft. Gage \_\_\_\_\_  
" Diam. from \_\_\_\_\_ ft. to \_\_\_\_\_ ft. Gage \_\_\_\_\_

(7) PERFORATIONS:

Perforated?  Yes  No  
Type of perforator used TORCH  
SIZE of perforations  $\frac{1}{8}$  in. by 12 in.  
36 perforations from 55 ft. to 68 ft.  
80 perforations from 129 ft. to 149 ft.  
perforations from \_\_\_\_\_ ft. to \_\_\_\_\_ ft.  
perforations from \_\_\_\_\_ ft. to \_\_\_\_\_ ft.  
perforations from \_\_\_\_\_ ft. to \_\_\_\_\_ ft.

(8) SCREENS:

Well screen installed  Yes  No  
Manufacturer's Name \_\_\_\_\_  
Type \_\_\_\_\_ Model No. \_\_\_\_\_  
Slot size \_\_\_\_\_ Set from \_\_\_\_\_ ft. to \_\_\_\_\_ ft.  
Slot size \_\_\_\_\_ Set from \_\_\_\_\_ ft. to \_\_\_\_\_ ft.

(9) CONSTRUCTION:

Was well gravel packed?  Yes  No Size of gravel: \_\_\_\_\_  
Gravel placed from \_\_\_\_\_ ft. to \_\_\_\_\_ ft.  
Was a surface seal provided?  Yes  No. To what depth? \_\_\_\_\_ ft.  
Material used in seal—  
Did any strata contain unusable water?  Yes  No  
Type of water? \_\_\_\_\_ Depth of strata \_\_\_\_\_  
Method of sealing strata off \_\_\_\_\_

(10) WATER LEVELS:

Static level 8 ft. below land surface Date 8-17-61  
Artesian pressure \_\_\_\_\_ lbs. per square inch Date \_\_\_\_\_

Log Accepted by:

[Signed] Hilton Whiting Date Aug. 21, 1961  
(Owner)

(11) WELL TESTS:

Drawdown is amount water level is lowered below static level  
Was a pump test made?  Yes  No If yes, by whom? WELL DRILLER  
Yield: 800 gal./min. with 80 ft. drawdown after 7 hrs.  
" 900 " " 80 " " 9 "  
" 1100 " " 65 " " 22 "  
Bailer test \_\_\_\_\_ gal./min. with \_\_\_\_\_ ft. drawdown after \_\_\_\_\_ hrs.  
Artesian flow \_\_\_\_\_ g.p.m. Date \_\_\_\_\_  
Temperature of water 50 Was a chemical analysis made?  Yes  No

(12) WELL LOG:

Diameter of well 12 inches.  
Depth drilled 364 ft. Depth of completed well 364 ft.  
Formation: Describe by color, character, size of material and structure, and show thickness of aquifers and the kind and nature of the material in each stratum penetrated, with at least one entry for each change of formation.

| MATERIAL                    | FROM | TO  |
|-----------------------------|------|-----|
| SOIL - TOP SOIL             | 0    | 20  |
| COARSE GRAVEL + SAND        | 20   | 40  |
| YELLOW CLAY                 | 40   | 44  |
| COARSE GRAVEL               | 44   | 68  |
| YELLOW CLAY                 | 68   | 120 |
| BLUE CLAY                   | 120  | 128 |
| COARSE SAND & GRAVEL + CLAY | 128  | 144 |
| GREEN SHALE                 | 144  | 230 |
| MUSIC CINDERS, CLAY         | 230  | 280 |
| BLUE CLAY                   | 280  | 345 |
| FINE BL. SAND - COARSE FINE | 345  | 362 |
| GREEN SHALE                 | 362  | 364 |

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Work started 7-20 1961 Completed 8-19 1961

(13) PUMP: TO BE INSTALLED

Manufacturer's Name WESTERN PUMP CO.  
Type: \_\_\_\_\_ H.P. \_\_\_\_\_

Well Driller's Statement:

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

NAME PAUL R. CHISLEY  
(Person, firm, or corporation) (Type or print)

Address 1073 W. TIMORIE

Driller's well number WHITING #1

[Signed] Paul Chisley  
(Well Driller)

License No. 367 Date 8-21, 1961

(USE ADDITIONAL SHEETS IF NECESSARY)

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10

STATE OF OREGON WATER WELL REPORT (as required by ORS 537.788)

HARN 1923

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well # 2 23s/31e/9dc

(START CARD) 25030

(1) OWNER: Name Ronald Whiting Address PO Box 1025 City BURNS State Or Zip 97720

(2) TYPE OF WORK: [X] New Well [ ] Deepen [ ] Remediation [ ] Abandon

(3) DRILL METHOD [ ] Rotary Air [ ] Rotary Mud [X] Cable [ ] Other

(4) PROPOSED USE: [ ] Domestic [ ] Community [ ] Industrial [X] Irrigation [ ] Thermal [ ] Injection [ ] Other

(5) BORE HOLE CONSTRUCTION: Special Construction approval Yes No [X] Depth of Completed Well 355 ft. Explosives used [ ] Type Amount

Table with columns: HOLE Diameter, SEAL Material, Amount. Row 1: 2.0" 0' 18' Cement 0' 18' 35 sacks. Row 2: 1.6" 1.8' 355'

How was seal placed: Method [ ] A [ ] B [X] C [ ] D [ ] E [ ] Other. Backfill placed from ft. to ft. Material. Gravel placed from ft. to ft. Size of gravel.

(6) CASING/LINER: Table with columns: Diameter, Gauge, Steel, Plastic, Welded, Threaded. Casing: 1.6" +1.5 24 250XX [ ] [ ] [X] [ ] Liner: [ ] [ ] [ ] [ ]

Final location of shaft: 240

(7) PERFORATIONS/SCREENS: [X] Perforations Method Factory Cut [ ] Screens Type Material

Table with columns: From, To, Slot size, Number, Diameter, Tele/pipe size, Casing, Liner. Row 1: 30 80 1/8x3" 2352 1.6" [X] [ ]

(8) WELL TESTS: Minimum testing time is 1 hour

Table with columns: Pump, Yield gal/min, Drawdown, Air, Drilling stem at, Flowing Artesian, Time. Row 1: [X] Pump 2500 61 180' 13hr

Temperature of water 62.0 Depth Artesian Flow Found. Was a water analysis done? No Yes By whom. Did any strata contain water not suitable for intended use? Too little [ ] Salty [ ] Muddy [ ] Odor [ ] Colored [ ] Other. Depth of strata:

(9) LOCATION OF WELL by legal description: County Harney Latitude Longitude. Township 23S N or S. Range 31E E or W. W.M. Section 9 SW 4 SE 4. Tax Lot 1.00 Lot Block Subdivision. Street Address of Well for nearest address Highway 78

(10) STATIC WATER LEVEL: 14 ft. below land surface. Date 3/5/92. Artesian pressure ft. per square inch. Date

(11) WATER BEARING ZONES: Table with columns: From, To, Estimated Flow Rate, SWL. Row 1: 20 355 2500 14

(12) WELL LOG: Ground elevation 4141

Table with columns: Material, From, To, SWL. Rows include: Clay Topsoil, Clay grey, Gravel med. clay, Clay blue, Gravel med, Clay yellow soft, Gravel med, Clay blue grey, Sand fine blk/gravel, Sand fine blk, Clay soft/sand blk, Clay green, Gravel med. sand/fine blk, Pumice white, Clay grey (sticky), Gravel med to large, Clay green (sticky)

Date started 2/11/92 Completed 3/5/92

(unbonded) Water Well Constructor Certification: I certify that the work I performed on the construction, alteration, or abandonment of this well is in compliance with Oregon well construction standards. Materials used and information reported above are true to my best knowledge and belief.

WWC Number Signed Date

(bonded) Water Well Constructor Certification: I accept responsibility for the construction, alteration, or abandonment work performed on this well during the construction dates reported above, all work performed during this time is in compliance with Oregon well construction standards. This report is true to the best of my knowledge and belief.

WWC Number 426 Signed Date 3-24-92

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HARN 51497

Well #3

WELL LABEL # L 98082

START CARD # 197401

STATE OF OREGON  
WATER SUPPLY WELL REPORT  
(as required by ORS 537.765 & OAR 690-205-0210)

Instructions for completing this report are on the last page of this form.

1) LAND OWNER  
First Name REN Last Name WHITING  
Company \_\_\_\_\_  
Address 71529 HWY 78  
City BURNS State OR Zip 97720

(2) TYPE OF WORK  New Well  Deepening  Conversion  
 Alteration (repair/recondition)  Abandonment

(3) DRILL METHOD  
 Rotary Air  Rotary Mud  Cable  Auger  Cable Mud  
 Reverse Rotary  Other \_\_\_\_\_

(4) PROPOSED USE  Domestic  Irrigation  Community  
 Industrial/Commercial  Livestock  Dewatering  Injection  
 Thermal  Other \_\_\_\_\_

(5) BORE HOLE CONSTRUCTION Special Standard:  Yes (attach copy)  
Depth of Completed Well 360 ft.

| BORE HOLE |      |     | SEAL     |      |    |        |          |
|-----------|------|-----|----------|------|----|--------|----------|
| Dia       | From | To  | Material | From | To | Amount | Secs/lbs |
| 24"       | D    | 78  | CEMENT   | 0    | 78 | 58     | Secs     |
| 20"       | 78   | 360 |          |      |    |        |          |

How was seal placed: Method  A  B  C  D  E

Other \_\_\_\_\_

Backfill placed from \_\_\_\_\_ ft. to \_\_\_\_\_ ft. Material \_\_\_\_\_

Filter pack from 0 ft. to 360 ft. Material PER GRAIN Size 3/8

Explosives used:  Yes Type \_\_\_\_\_ Amount \_\_\_\_\_

(6) CASING/LINER

| Casing | Liner | Dia | + | From | To  | Gauge | Steel | Plastic | Welded | Thrd |
|--------|-------|-----|---|------|-----|-------|-------|---------|--------|------|
| ✓      |       | 20" | + | 1/2  | 78  | .250  | ✓     |         | ✓      |      |
| ✓      |       | 14" | + | 1/2  | 360 | .250  | ✓     |         | ✓      |      |

Shoe  Inside  Outside  Other Location of shoe(s) \_\_\_\_\_

Temporary casing  Yes Diameter \_\_\_\_\_ From \_\_\_\_\_ To \_\_\_\_\_

(7) PERFORATIONS/SCREENS

Perforations Method HOLTE PERFORATE MACHINE CUT Material \_\_\_\_\_  
Screens Type \_\_\_\_\_ Material \_\_\_\_\_

| Perf | Scrn | Casing | Liner | Screen Dia | From | To | Screen/slot width | Slot length | # of slots | Tele/pipe size |
|------|------|--------|-------|------------|------|----|-------------------|-------------|------------|----------------|
| ✓    |      |        | ✓     | 260        | 220  | 48 | 1"                | 320         | PIPE       |                |
| ✓    |      |        | ✓     | 260        | 260  | 48 | 3"                | 1120        | PIPE       |                |
|      |      |        |       | 260        | 360  | 48 | 1"                | 640         | PIPE       |                |

(8) WELL TESTS: Minimum testing time is 1 hour

Pump  Bailor  Air  Flowing Artesian

| Yield gal/min | Drawdown | Drill stem/Pump depth | Duration (hr) |
|---------------|----------|-----------------------|---------------|
| 1000          |          | 320'                  | 1 hr          |

Temperature 55 °F Lab analysis  Yes By \_\_\_\_\_

Water quality concerns?  Yes (describe below)

| From | To | Description | Amount | Units |
|------|----|-------------|--------|-------|
|      |    |             |        |       |

(9) LOCATION OF WELL (legal description)

County HARNEY Twp 23 No 6 Range 31 E or W W.M.  
Sec 09 SW 1/4 of the 26 1/4 Tax Lot 1690  
Tax Map Number \_\_\_\_\_ Lot \_\_\_\_\_  
Lat \_\_\_\_\_ " or \_\_\_\_\_ DMS or DD  
Long \_\_\_\_\_ " or \_\_\_\_\_ DMS or DD  
Street Address of Well (or nearest address) 71529 Hwy 78

(10) STATIC WATER LEVEL

| Existing Well/Predeepening | Date           | SWL (psi) | + | SWL (ft)   |
|----------------------------|----------------|-----------|---|------------|
| Completed Well             | <u>7-29-08</u> |           |   | <u>14'</u> |

Flowing Artesian?  Yes Dry Hole?  Yes  
WATER BEARING ZONES Depth water was first found 15'

| SWL Date       | From       | To         | Est Flow    | SWL (psi) | + | SWL (ft)   |
|----------------|------------|------------|-------------|-----------|---|------------|
| <u>8-29-08</u> | <u>15</u>  | <u>70</u>  | <u>500</u>  |           |   | <u>14'</u> |
| <u>8-29-08</u> | <u>90</u>  | <u>120</u> | <u>200</u>  |           |   | <u>14'</u> |
| <u>4-22-08</u> | <u>212</u> | <u>290</u> | <u>2000</u> |           |   | <u>14'</u> |

(11) WELL LOG

| Material                   | From | To  |
|----------------------------|------|-----|
| Clay down topsoil          | 0    | 4   |
| Brown clay                 | 4    | 15  |
| Sand + gravel              | 15   | 70  |
| Brown clay                 | 70   | 90  |
| Coarse sand - fine gravel  | 90   | 120 |
| Grey clay - gravel streaks | 120  | 260 |
| tan clay                   | 260  | 212 |
| tan clay + gravel - gravel | 212  | 290 |
| concreted clay - gravel    | 290  | 360 |

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WATER RESOURCES DEPT

SALEM, OREGON

Date Started 8-18-08 Completed 7-29-08

(unbonded) Water Well Constructor Certification

I certify that the work I performed on the construction, deepening, alteration, or abandonment of this well is in compliance with Oregon water supply well construction standards. Materials used and information reported above are true to the best of my knowledge and belief.

License Number 1759 Date 10-10-08

Signed Charles Viny

(bonded) Water Well Constructor Certification

I accept responsibility for the construction, deepening, alteration, or abandonment work performed on this well during the construction dates reported above. All work performed during this time is in compliance with Oregon water supply well construction standards. This report is true to the best of my knowledge and belief.

License Number 1355 Date 10-10-08

Signed Ruthen L. King

Contact info. (optional) \_\_\_\_\_



# 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.

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State of Oregon )  
 ) ss  
 County of Harney )

I, Ronald Whiting, in my capacity as owner and previous owner,  
 mailing address PO Box 716 Burns, OR 97720  
 telephone number (541) 589-0330, 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 # 94766 & 94767 ; **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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3. The water right was used for: (e.g., crops, pasture, etc.): Crops 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.

Ronald Whiting  
Signature of Affiant

3/30/2021  
Date

Signed and sworn to (or affirmed) before me this 30<sup>th</sup> day of March, 2021.



Gail Lynn Pointere  
Notary Public for Oregon

My Commission Expires: 2-10-24

| Supporting Documents   | Examples   |
|--|--|
| <input checked="" type="checkbox"/> 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  |
| <input checked="" type="checkbox"/> 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>   |
| <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"><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>   |
| <input type="checkbox"/> Aerial photos containing sufficient detail to establish location and date of photograph   | Multiple photos can be submitted to resolve different areas of a water right.<br>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.<br><br>Sources for aerial photos:<br>OSU – <a href="http://www.oregonexplorer.info/imagery">www.oregonexplorer.info/imagery</a><br>OWRD – <a href="http://www.wrd.state.or.us">www.wrd.state.or.us</a><br>Google Earth – <a href="http://earth.google.com">earth.google.com</a><br>TerraServer – <a href="http://www.terraserver.com">www.terraserver.com</a> |
| <input type="checkbox"/> Approved Lease establishing beneficial use within the last 5 years  | Copy of instream lease or lease number   |

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STATE OF OREGON

COUNTY OF HARNEY

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

WHITING AND SON  
PO BOX 1025  
BURNS OR 97720

confirms the right to use the waters of WHITING WELL NO. 1, WHITING WELL NO. 2 and WHITING WELL NO. 3 in the FOLEY SLOUGH (SILVIES RIVER) BASIN for SUPPLEMENTAL IRRIGATION of 43.6 ACRES.

This right was perfected under Permit G-2089. The date of priority is AUGUST 29, 1961. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 0.55 CUBIC FEET PER SECOND or its equivalent in case of rotation, measured at the wells.

The wells are located as follows:

| Twp  | Rng  | Mer | Sec | Q-Q   | Measured Distances   |
|------|------|-----|-----|-------|--|
| 23 S | 31 E | WM  | 9   | NW SE | WHITING WELL NO. 1 - 29 FEET SOUTH AND 83 FEET EAST FROM THE C1/4 CORNER OF SECTION 9    |
| 23 S | 31 E | WM  | 9   | NW SE | WHITING WELL NO. 2 - 1292 FEET SOUTH AND 687 FEET EAST FROM THE C1/4 CORNER OF SECTION 9 |
| 23 S | 31 E | WM  | 9   | NW SE | WHITING WELL NO. 3 - 17 FEET SOUTH AND 757 FEET EAST FRIM THE C1/4 CORNER OF SECTION 9   |

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 3.0 acre-feet per acre for each acre irrigated during the irrigation season of each year.

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

A description of the place of use to which this right is appurtenant is as follows:

| SUPPLEMENTAL IRRIGATION |      |     |     |       |       |
|-------------------------|------|-----|-----|-------|-------|
| Twp                     | Rng  | Mer | Sec | Q-Q   | Acres |
| 23 S                    | 31 E | WM  | 9   | NE NE | 6.6   |
| 23 S                    | 31 E | WM  | 9   | SE NE | 37.0  |
| Total                   |      |     |     |       | 43.6  |

This is a final order in other than a contested case. This order is subject to judicial review under ORS 183.484. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.484(2). Pursuant to ORS 536.075 and OAR 137-004-0080, you may petition for judicial review or petition the Director for reconsideration of this order. A petition for reconsideration may be granted or denied by the Director, and if no action is taken within 60 days following the date the petition was filed, the petition shall be deemed denied.

JUN 23 2021

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The quantity of water diverted at the new points of appropriation (well), together with that diverted at the old point of appropriation, shall not exceed the quantity of water lawfully available from the original point of appropriation.

Water use measurement conditions:

- a. Before water use may begin under this order, the water user shall install a totalizing flow meter, or, with prior approval of the Director, another suitable measuring device, at each point of diversion.
- b. The water user shall maintain the meters or measuring devices in good working order.
- c. The water user shall allow the Watermaster access to the meters or measuring devices; provided however, where the meters or measuring devices are located within a private structure, the Watermaster shall request access upon reasonable notice.

While, according to the well report, Whiting Well 1 does not conform with current construction standards, staff have concluded that the well was constructed in accordance with the standards in effect at the time that the well was constructed. If at any time, however, the well or its use:

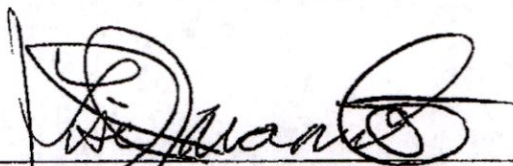
- a. acts as a conduit for groundwater contamination,
- b. allows loss of artisan pressure,
- c. allows waste of groundwater,
- d. interferes with senior groundwater users, or
- e. interferes with nearby surface water sources,

the Department may require that the well be repaired in accordance with current well construction standards.

This certificate is issued to confirm an HISTORIC ADDITIONAL POINTS OF APPROPRIATION approved by an order of the Water Resources Director entered DEC 31 2019, approving Transfer Application T- 12941, and supersedes Certificate 68680, State Record of Water Right Certificates.

The right to the use of the water for the above purpose is restricted to beneficial use on the lands or place of use described.

WITNESS the signature of the Water Resources Director, affixed DEC 31 2019.



Lisa J. Jaramillo, Transfer and Conservation Section Manager, for  
THOMAS M BYLER, DIRECTOR  
Oregon Water Resources Department

13748

STATE OF OREGON

COUNTY OF HARNEY

OWRD

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

WHITING AND SON  
PO BOX 1025  
BURNS OR 97720

confirms the right to use the waters of WHITING WELL NO. 1, WHITING WELL NO. 2 and WHITING WELL NO. 3 in the FOLEY SLOUGH (SILVIES RIVER) BASIN for SUPPLEMENTAL IRRIGATION of 148.8 ACRES.

This right was perfected under Permit G-2089. The date of priority is AUGUST 29, 1961. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 1.86 CUBIC FEET PER SECOND or its equivalent in case of rotation, measured at the wells.

The wells are located as follows:

| Twp  | Rng  | Mer | Sec | Q-Q   | Measured Distances   |
|------|------|-----|-----|-------|--|
| 23 S | 31 E | WM  | 9   | NW SE | WHITING WELL 1 - 29 FEET SOUTH AND 83 FEET EAST FROM THE C1/4 CORNER OF SECTION 9    |
| 23 S | 31 E | WM  | 9   | NW SE | WHITING WELL 2 - 1292 FEET SOUTH AND 687 FEET EAST FROM THE C1/4 CORNER OF SECTION 9 |
| 23 S | 31 E | WM  | 9   | NW SE | WHITING WELL 3 - 17 FEET SOUTH AND 757 FEET EAST FROM THE C1/4 CORNER OF SECTION 9   |

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second, or its equivalent for each acre irrigated, and shall be further limited to a diversion of not to exceed 3.0 acre-feet per acre for each acre irrigated during the irrigation season of each year.

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

A description of the place of use to which this right is appurtenant is as follows:

| SUPPLEMENTAL IRRIGATION |      |     |     |       |       |
|-------------------------|------|-----|-----|-------|-------|
| Twp                     | Rng  | Mer | Sec | Q-Q   | Acres |
| 23 S                    | 31 E | WM  | 9   | NE SE | 40.0  |
| 23 S                    | 31 E | WM  | 9   | NW SE | 38.2  |
| 23 S                    | 31 E | WM  | 9   | SW SE | 35.2  |
| 23 S                    | 31 E | WM  | 9   | SE SE | 35.4  |
| Total                   |      |     |     |       | 148.8 |

This is a final order in other than a contested case. This order is subject to judicial review under ORS 183.484. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.484(2). Pursuant to ORS 536.075 and OAR 137-004-0080, you may petition for judicial review or petition the Director for reconsideration of this order. A petition for reconsideration may be granted or denied by the Director, and if no action is taken within 60 days following the date the petition was filed, the petition shall be deemed denied.

JUN 23 2021

OWRD

The quantity of water diverted at the new point of appropriation (well), together with that diverted at the old point of appropriation, shall not exceed the quantity of water lawfully available from the original point of appropriation.

Water use measurement conditions:

- a. Before water use may begin under this order, the water user shall install a totalizing flow meter, or, with prior approval of the Director, another suitable measuring device, at each point of diversion.
- b. The water user shall maintain the meters or measuring devices in good working order.
- c. The water user shall allow the Watermaster access to the meters or measuring devices; provided however, where the meters or measuring devices are located within a private structure, the Watermaster shall request access upon reasonable notice.

While, according to the well report, Whiting Well 1 does not conform with current construction standards, staff have concluded that the well was constructed in accordance with the standards in effect at the time that the well was constructed. If at any time, however, the well or its use:


- a. acts as a conduit for groundwater contamination,
- b. allows loss of artisan pressure,
- c. allows waste of groundwater,
- d. interferes with senior groundwater users, or
- e. interferes with nearby surface water sources,

the Department may require that the well be repaired in accordance with current well construction standards.

This certificate is issued to confirm an HISTORIC ADDITIONAL POINTS OF APPROPRIATION approved by an order of the Water Resources Director entered DEC 31 2019, approving Transfer Application T- 12941, and supersedes Certificate 82715, State Record of Water Right Certificates.

The right to the use of the water for the above purpose is restricted to beneficial use on the lands or place of use described.

WITNESS the signature of the Water Resources Director, affixed DEC 31 2019.

  
\_\_\_\_\_  
Lisa J. Jaramillo, Transfer and Conservation Section Manager, for  
THOMAS M BYLER, DIRECTOR  
Oregon Water Resources Department

13748

RECEIVED

JUN 23 2021

OWRD

# INVOICE

DATE  
9/1/2018

INVOICE NO  
1003

Davis Cattle Company, LLC  
67271 HWY 205  
Burns, OR 977720  
541.589.0172  
davis.cattle@yahoo.com

D Squared Ranches

JOB

PAYMENT TERMS  
Due on Receipt

DUE DATE

| QUANTITY | DESCRIPTION | UNIT PRICE | LINE TOTAL |
|----------|-------------|------------|------------|
|----------|-------------|------------|------------|

|         |   |       |         |
|---------|---|-------|---------|
| 365 ton | Cut, raked, baled and stacked<br>at Rons home place | 45.00 | \$16425 |
|---------|---|-------|---------|

Subtotal  
Sales Tax  
Total \$16425.00

13748

RECEIVED

JUN 23 2021

OWRD

# INVOICE

DATE  
9/1/2019

INVOICE NO  
1297

Davis Cattle Company, LLC  
67271 HWY 205  
Burns, OR 97720  
541.589.0172  
davis.cattle@yahoo.com

D Squared Ranches

JOB

PAYMENT TERMS

DUE DATE

Due on Receipt

| QUANTITY | DESCRIPTION | UNIT PRICE | LINE TOTAL |
|----------|-------------|------------|------------|
|----------|-------------|------------|------------|

|            |   |       |            |
|------------|---|-------|------------|
| 395.63 ton | Cut, raked, baled and stacked<br>at Rons home place | 45.00 | \$17803.35 |
|------------|---|-------|------------|

|           |            |
|-----------|------------|
| Subtotal  |            |
| Sales Tax |            |
| Total     | \$17803.35 |

13748



RECEIVED

JUN 23 2021

OWRD

# INVOICE

DATE  
9/1/2020

INVOICE NO  
1466

Davis Cattle Company, LLC  
67271 HWY 205  
Burns, OR 97720  
541.589.0172  
davis.cattle@yahoo.com

D Squared Ranches

JOB

PAYMENT TERMS  
Due on Receipt

DUE DATE

| QUANTITY   | DESCRIPTION   | UNIT PRICE | LINE TOTAL |
|------------|---|------------|------------|
| 428.14 ton | Cut, raked, baled and stacked<br>at Rons home place | 45.00      | \$19266.30 |

Subtotal  
Sales Tax  
Total \$19266.30

13748