

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



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

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

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FOR ALL TEMPORARY TRANSFER APPLICATIONS

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

- Part 1 – Completed Minimum Requirements Checklist.
 - Part 2 – Completed Temporary Transfer Application Map Checklist.
 - Part 3 – Application Fee, payable by check to the Oregon Water Resources Department, and completed Fee Worksheet, page 3. Try the online fee calculator at: http://apps.wrd.state.or.us/apps/misc/wrd_fee_calculator.
 - Part 4 – Completed Applicant Information and Signature.
 - Part 5 – Information about Transferred Water Rights: **How many water rights are to be transferred? 1 List them here: 26677**
- Please include a separate Part 5 for each water right. (See instructions on page 6)
- N/A For standard Temporary Transfer (one to five years) **Begin Year:** ____ **End Year:** ____.
 - N/A Temporary Drought Transfer (Only in counties where the Governor has declared drought)

Attachments:

- Completed Temporary Transfer Application Map.
- Completed Evidence of Use Affidavit and supporting documentation.
- Current recorded deed for the land **from** which the authorized place of use is temporarily being moved.
- N/A Affidavit(s) of Consent from Landowner(s) (if the applicant does not own the land upon which the water right is located.)
- N/A Supplemental Form D – For water rights served by or issued in the name of a district. Complete when the temporary transfer applicant is not the district.
- N/A Oregon Water Resources Department’s Land Use Information Form with approval and signature from each local land use authority in which water is to be diverted, conveyed, and/or used. Not required if water is to be diverted, conveyed, and/or used only on federal lands or if **all** of the following apply: a) a change in place of use only, b) no structural changes, c) the use of water is for irrigation only, and d) the use is located within an irrigation district or an exclusive farm use zone.
- N/A Water Well Report/Well Log for changes in point(s) of appropriation (well(s)) or additional point(s) of appropriation (if necessary to convey water to the proposed place of use).

(For Staff Use Only)

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

___ Application fee not enclosed/insufficient ___ Map not included or incomplete

___ Land Use Form not enclosed or incomplete

___ Additional signature(s) required ___ Part ____ is incomplete

Other/Explanation _____

Staff: _____ Phone: _____ Date: ____/____/____

Part 2 of 5 – Temporary Transfer Application Map Checklist

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

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

- N/A If **more than three** water rights are involved, separate maps are needed for each water right.
- Permanent quality printed with dark ink on good quality paper.
- The size of the map can be 8½ x 11 inches, 8½ x 14 inches, 11 x 17 inches, or up to 30 x 30 inches. For 30 x 30 inch maps, one extra copy is required.
- A north arrow, a legend, and scale.
- The scale of the map must be: 1 inch = 400 feet, 1 inch = 1,320 feet; the scale of the Final Proof/Claim of Beneficial Use Map (the map used when the permit was certificated); the scale of the county assessor map if the scale is not smaller than 1 inch = 1,320 feet; or a scale that has been pre-approved by the Department.
- Township, Range, Section, ¼ ¼, DLC, Government Lot, and other recognized public land survey lines.
- Tax lot boundaries (property lines) are required. Tax lot numbers are recommended.
- Major physical features including rivers and creeks showing direction of flow, lakes and reservoirs, roads, and railroads.
- Major water delivery system features from the point(s) of diversion/appropriation such as main pipelines, canals, and ditches.
- Existing place of use that includes separate hachuring for each water right, priority date, and use including number of acres in each quarter-quarter section, government lot, or in each quarter-quarter section as projected within government lots, donation land claims, or other recognized public land survey subdivisions. If less than the entirety of the water right is being changed, a separate hachuring is needed for lands left unchanged.
- N/A Proposed temporary place of use that includes separate hachuring for each water right, priority date, and use including number of acres in each quarter-quarter section, government lot, or in each quarter-quarter section as projected within government lots, donation land claims, or other recognized public land survey subdivisions.
- Existing point(s) of diversion or well(s) with distance and bearing or coordinates from a recognized survey corner. This information can be found in your water right certificate or permit.
- N/A If you are proposing a change in point(s) of diversion or well(s) to convey water to the new temporary place of use, show the proposed location and label it clearly with distance and bearing or coordinates. If GPS coordinates are used, latitude-longitude coordinates may be expressed as either degrees-minutes-seconds with at least one digit after the decimal (example – 42°32'15.5") or degrees-decimal with five or more digits after the decimal (example – 42.53764°).

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Part 3 of 5 – Fee Worksheet

FEE WORKSHEET for TEMPORARY (not drought) TRANSFERS			
1	Base Fee (includes temporary change to one water right for up to 1 cfs)	1	\$950.00
2	Number of water rights included in transfer: _____ (2a) Subtract 1 from the number in 3a above: _____ (2b) <i>If only one water right this will be 0</i> Multiply line 2b by \$310.00 and enter » » » » » » » » » » » » » » » »	2	
3	Do you propose to change the place of use for a non-irrigation use? <input type="checkbox"/> No: enter 0 on line 3 » » » » » » » » » » » » » » » » <input type="checkbox"/> Yes: enter the cfs for the portions of the rights to be transferred: _____ (3a) Subtract 1.0 from the number in 3a above: _____ (3b) If 3b is 0, enter 0 on line 3 » » » » » » » » » » » » » » » » If 3b is greater than 0, round up to the nearest whole number: _____ (3c) and multiply 4c by \$210.00, then enter on line 3	3	
4	Do you propose to change the place of use for an irrigation use? <input type="checkbox"/> No: enter 0 on line 4 » » » » » » » » » » » » » » » » <input type="checkbox"/> Yes: enter the number of acres in the footprint of the place of use for the portions of the rights to be transferred: _____ (4a) Multiply the number of acres in 4a above by \$2.70 and enter on line 4 » »	4	
5	Add entries on lines 1 through 4 above » » » » » » » » » » » » Subtotal:	5	
6	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 5 by 0.5 and enter on line 6 » If no box is applicable, enter 0 on line 7 » » » » » » » » » » » » » » » »	6	
7	Subtract line 6 from line 5 » » » » » » » » » » » » » » » » Transfer Fee:	7	

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

***Example for Line 2a calculation** to transfer 45.0 acres of Primary Certificate 12345 (total 1.25 cfs for 100 acres) and 45.0 acres of Supplemental Certificate 87654 (1/80 cfs per acre) on the same land:

1. Divide total authorized cfs by total acres in the water right (*for C12345, 1.25 cfs ÷ 100 ac*); then multiply by the number of acres to be transferred to get the transfer cfs (*x 45 ac = 0.56 cfs*).
2. If the water right certificate does not list total cfs, but identifies the allowable use as 1/40 or 1/80 of a cfs per acre; multiply number of acres proposed for change by either 0.025 (1/40) or 0.0125 (1/80). (*For C87654, 45.0 ac x 0.0125 cfs/ac = 0.56 cfs*)
3. Add cfs for the portions of water rights on all the land included in the transfer; however **do not count cfs for supplemental rights on acreage for which you have already calculated the cfs fee for the primary right on the same land**. The fee should be assessed only once for each "on the ground" acre included in the transfer. (*In this example, blank 2a would be only 0.56 cfs, since both rights serve the same 45.0 acres. Blank 2b would be 0 and Line 2 would then also become 0*).

Part 4 of 5 – Applicant Information and Signature

Applicant Information

APPLICANT/BUSINESS NAME Harbinger Farm (Matt Day)		PHONE NO. 541-863-3337	ADDITIONAL CONTACT NO.
ADDRESS 10909 North Myrtle Creek Road			FAX NO.
CITY Myrtle Creek	STATE OR	ZIP 97457	E-MAIL harbingerfarm97457@gmail.com
BY PROVIDING AN E-MAIL ADDRESS, CONSENT IS GIVEN TO RECEIVE ALL CORRESPONDENCE FROM THE DEPARTMENT ELECTRONICALLY. COPIES OF THE FINAL ORDER DOCUMENTS WILL ALSO BE MAILED.			

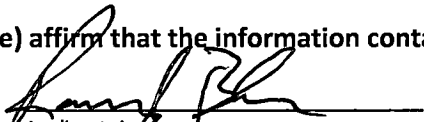
Agent Information – The agent is authorized to represent the applicant in all matters relating to this application.

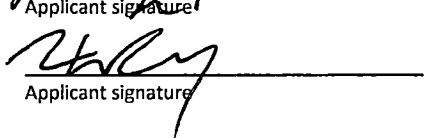
AGENT/BUSINESS NAME		PHONE NO.	ADDITIONAL CONTACT NO.
ADDRESS			FAX NO.
CITY	STATE	ZIP	E-MAIL
BY PROVIDING AN E-MAIL ADDRESS, CONSENT IS GIVEN TO RECEIVE ALL CORRESPONDENCE FROM THE DEPARTMENT ELECTRONICALLY. COPIES OF THE FINAL ORDER DOCUMENTS WILL ALSO BE MAILED.			

05
002
08/10

Explain in your own words what you propose to accomplish with this transfer application and why:
 Requesting a Temporary Drought Transfer senior water rights to irrigate active junior water rights.
 If you need additional space, continue on a separate piece of paper and attach to the application as "Attachment 1".

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


 Applicant signature


 Applicant signature

Randy Bohm
 Print Name (and Title if applicable)

Matthew Day
 Print Name (and Title if applicable)

8-9-22
 Date

8/9/22
 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 landowners (and mailing and/or e-mail addresses if different than the applicant's) or attach affidavits of consent from all landowners or individuals/entities (and mailing and/or e-mail addresses) to which the water right(s) has been conveyed.

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

05-2021

DISTRICT NAME	ADDRESS	
CITY	STATE	ZIP

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

ENTITY NAME	ADDRESS	
CITY	STATE	ZIP



To meet State Land Use Consistency Requirements, you must list all local governments (each county, city, municipal corporation, or tribal government) within whose jurisdiction water will be diverted, conveyed and/or used.

ENTITY NAME	ADDRESS	
CITY	STATE	ZIP

ENTITY NAME	ADDRESS	
CITY	STATE	ZIP

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INSTRUCTIONS for editing the Application Form

To add lines to tables within the forms or to copy and paste additional Part 5 pages, please **save the application form to your computer**. Unlock the document by using one of the following instructions for your Microsoft Word software version:

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Microsoft Word 2003

Unlock the document by one of the following:

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- Using the **Tools** menu => click **Unprotect Document**;
- OR
- Using the **Forms** toolbar => click on the **Protect/Unprotect** icon.

To relock the document to enable the checkboxes to work, you will need to:

- Using the **Tools** menu => click **Protect Document**;
- OR
- Using the **Forms** toolbar => click on the **Protect/Unprotect** icon.

Microsoft Word 2007

- Unlock the document by clicking the **Review** tab, then click **Protect Document**, then click **Stop Protect**
- To relock the document, click **Editing Restrictions**, then click **Allow Only This Type of Editing**, select **Filling In Forms** from the drop-down menu, then check **Yes, Start Enforcing Protection**.

Microsoft Word 2010

- Unlock the document by clicking the **Review** tab; toggle the **Restrict Editing** icon at the upper right, then click **Stop Protect** at the bottom right. Then uncheck the "**Allow only this type of editing in the document: Filling in forms**" in the "Editing restrictions" section on the right-hand list of options.
- To relock the document, check the **Editing Restrictions/Allow Only This Type of Editing/Filling In Forms** box from the drop-down menu, then check **Yes, Start Enforcing Protection**. You do not need to assign a password for the editing restrictions.

Other Alternatives:

- Photocopy pages or tables in Part 5, ~~mark through~~ any non-applicable information, insert/attach photocopied pages to document in the appropriate location, and manually amend page numbers as necessary (e.g. Page 5 of 9 10).
- You may refer to additional attachments that you may include, such as separately produced tables or spreadsheets to convey large numbers of rows of place of use listings, owner/property parcels, etc. You may contact the Department at 503-986-0900 and ask for Transfer Staff if you have questions.

Once the application has been unlocked, you may:

- add rows to tables using the Table tools, and
- select and copy the pages of Part 5 and paste as many additional sets of Part 5 pages as needed at the end of the application.

After editing, re-lock the document to enable checkboxes to work.

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 rows to tables within the form.

Water Right Certificate # 26677

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Description of Water Delivery System

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System capacity: _____ cubic feet per second (cfs) **OR**
22.7 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. 2 Hp electric pump draws water from North Myrtle Creek, conveying 2" underground pvc to 1/2" pvc to riser ponits to irrigate with rain bird sprinklers.

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)
POD#1	<input checked="" type="checkbox"/> Authorized <input type="checkbox"/> Proposed		28	S	4	W	27	N	SE	1200	2407 ft North and 1778 ft West from the SE Corner Section 27
POD#2	<input checked="" type="checkbox"/> Authorized <input type="checkbox"/> Proposed		28	S	4	W	27	N	SE	1300	2064 ft North and 2060 ft West from the SE Corner Section 27
POD#3	<input type="checkbox"/> Authorized <input checked="" type="checkbox"/> Proposed		28	S	4	W	27	NE	S	1500	1525 ft North and 2400 ft East from the SW Corner Section 27
	<input type="checkbox"/> Authorized <input type="checkbox"/> Proposed										

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

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

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

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

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

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

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

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

Table 2. Description of Temporary Changes to Water Right Certificate # 26677

List only the part of the right that will be changed. For the acreage in each ¼ ¼, list the change proposed. If more than one change, specify the acreage associated with each change. If more than one POD/POA, specify the acreage associated with each POD/POA.

AUTHORIZED (the "from" or "off" lands) The listing that appears on the Certificate BEFORE PROPOSED CHANGES List only that part or portion of the water right that will be changed.												Proposed Changes (see "CODES" from previous page)	PROPOSED (the "to" or "on" lands) The listing as it would appear AFTER PROPOSED CHANGES are made.																	
Twp	Rng	Sec	¼	¼	Tax Lot	Gvt Lot or DLC	Acres	Type of USE listed on Certificate	POD(s) or POA(s) (name or number from Table 1)	Priority Date	Twp		Rng	Sec	¼	¼	Tax Lot	Gvt Lot or DLC	Acres	New Type of USE	POD(s)/ POA(s) to be used (from Table 1)	Priority Date								
EXAMPLE																														
2	S	9	E	15	NW	100		15.0	Irrigation	POD #1 POD #2	1901	POU/POD	2	S	9	E	1	NW	NW	500	1	10.0		POD #5	1901					
"	"	"	"	"	"	"	"	"	EXAMPLE	"	"	"	"	2	S	9	E	2	SW	NW	500		5.0		POD #6	1901				
28	s	4	w	27	NW	SE	1300		2.0	Irrigation	POD #2	1921	POU/POD	28	s	4	w	27	NE	SW	1500		2.0	Irrigation	POD#3	1921				
TOTAL ACRES							2.0																TOTAL ACRES							2.0

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Additional remarks: _____

For Place of Use Changes

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

If YES, list the certificate, water use permit, or ground water registration numbers: C-48955



Pursuant to ORS 540.525, any "layered" water use such as an irrigation right that is supplemental to a primary right proposed for temporary transfer can be included in the transfer or remain unused on the authorized place of use. If the primary water right does not revert soon enough to allow use of the supplemental right within five years, the supplemental right shall become subject to cancellation for nonuse under ORS 540.610.

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

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

AND/OR

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

Table 3. Construction of Point(s) of Appropriation

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

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

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From

STATE OF OREGON
COUNTY OF DOUGLAS
CERTIFICATE OF WATER RIGHT

This Is to Certify, That ADAM HEUSSNER

of Myrtle Creek, State of Oregon, has made proof to the satisfaction of the STATE ENGINEER of Oregon, of a right to the use of the waters of North Myrtle Creek and springs a tributary of South Umpqua River for the purpose of domestic use from spring and irrigation from North Myrtle Creek under Permit No. 4991 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 March 22, 1921

that the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually beneficially used for said purposes, and shall not exceed 0.13 cubic foot per second for irrigation purposes from North Myrtle Creek and 0.10 cubic foot per second for domestic use from spring

or its equivalent in case of rotation, measured at the point of diversion from the stream. The point of diversion is located in the NW 1/4 SE 1/4, Section 27, Township 28 South, Range 4 West, W. M.

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, shall be limited to one-eightieth of one cubic foot per second per acre,

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:

10 acres in the NW 1/4 SE 1/4
Section 27,
Township 28 South, Range 4 West, W. M.

NOTE: This certificate is issued to confirm a change in point of diversion of water approved by an order of the State Engineer entered June 18, 1956, pursuant to the provisions of ORS 540.510 to 540.530, and supersedes certificate of water right heretofore issued to Roy Conly and recorded at page 5300, Volume 6, State Record of Water Right Certificates.

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

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WITNESS the signature of the State Engineer, affixed

this 8th day of March, 1960.

LEWIS A. STANLEY
State Engineer

Recorded in State Record of Water Right Certificates, Volume 18, page 26677



After recording return to:
Randy D. Bohm
PO Box 645
Myrtle Creek OR 97457

Until a change is requested all tax
statements shall be sent to:
Randy D. Bohm
PO Box 645
Myrtle Creek OR 97457

File No.: 7391-2183731 (se)
Date: Seventh day of January, 2014

THIS SPACE RESERVED FOR RECORDER'S USE

Douglas County Official Records
Patricia K. Hitt, County Clerk

2014-001665

01/21/2014 11:39:31 AM

DEED-PRD Cnt=1 Stn=4 ROBIN
\$15.00 \$11.00 \$10.00 \$20.00

\$56.00

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PERSONAL REPRESENTATIVE'S DEED

THIS INDENTURE made this **Seventh day of January, 2014** by and between **Penny M. Anderson** the duly appointed, qualified and acting personal representative of the estate of **Susanne A. Anderson**, deceased, hereinafter called the first party and **Randy D. Bohm**, hereinafter called the second party; WITNESSETH:

For value received and the consideration hereinafter stated, the first party has granted, bargained, sold and conveyed, and by these presents does grant, bargain, sell and convey unto the second party and second party's heirs, successors and assigns all the estate, right and interest of the estate of the deceased, whether acquired by operation of the law or otherwise, in that certain real property situated in the County of **Douglas**, State of Oregon, described as follows, to-wit:

See Legal Description attached hereto as Exhibit A and by this reference incorporated herein.

TO HAVE AND TO HOLD the same unto the second party, and second party's heirs, successors-in-interest and assigns forever.

The true and actual consideration paid for this transfer, stated in terms of dollars, is **\$208,000.00**.

IN WITNESS WHEREOF, the first party has executed this instrument; if first party is a corporation, it has caused its name to be signed and its seal, if any, affixed by an officer or other person duly authorized to do so by order of its board of directors.

First American Title
1700 NW Garden Valley Blvd. #204
Roseburg, OR 97471

APN: R30793

Personal Representative's Deed
- continued

File No.: 7391-2183731 (se)
Date: December 11, 2013

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

Dated this 15 day of January, 2015.

The Estate of Susanne A. Anderson

By: Penny M. Anderson
Penny M. Anderson Personal Representative

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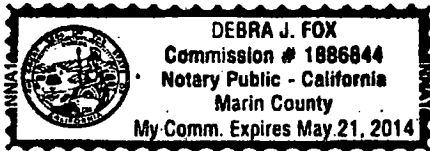
STATE OF California)
County of Marin)ss.

OWRD

This instrument was acknowledged before me on this 15 day of January, 2014 by Penny M. Anderson as Personal Representative of Estate of Susanne A. Anderson, on behalf of the Estate.

Debra J Fox

Notary Public for California
My commission expires: 5/21/2014



APN: R30793

Personal Representative's Deed
- continued

File No.: 7391-2183731 (se)
Date: December 11, 2013

EXHIBIT A

LEGAL DESCRIPTION: Real property in the County of Douglas, State of Oregon, described as follows:

BEGINNING at a point on the Southerly right of way line of North Myrtle Creek County Road No. 15, which bears South 4° 49' 33" East 2539.68 feet from the quarter corner common to Sections 22 and 27, Township 28 South, Range 4 West, W.M.; thence South 32° 07' 30" East 788.01 feet to a point in the centerline of the main channel of North Myrtle Creek; thence along the centerline of said Creek, South 70° 21' West 323.93 feet and North 54° 49' West 170.13 feet; thence continuing Westerly downstream along the centerline of said creek to a point which is 660 feet from, when measured at right angles to the Northeasterly line of this parcel of land (South 32° 07' 30" East); thence North 32° 07' 30" West to a point on the Southerly right of way line of said County Road No. 15; thence Northeasterly along said road right of way line to the point of beginning.

This legal description was created prior to January 1, 2008.

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To

STATE OF OREGON

COUNTY OF DOUGLAS

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CERTIFICATE OF WATER RIGHT

AUG 15 2022

This Is to Certify, That DOVIE LOUDERMILK

OWRD

of NM Rt., Box 283 A, Myrtle Creek, State of Oregon 97457, has made proof to the satisfaction of the Water Resources Director, of a right to the use of the waters of North Myrtle Creek

a tributary of Myrtle Creek for the purpose of irrigation of 12.4 acres

under Permit No. 45079 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 19, 1980 that the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually beneficially used for said purposes, and shall not exceed 0.16 cubic foot per second

or its equivalent in case of rotation, measured at the point of diversion from the stream. The point of diversion is located in the NE 1/4 SW 1/4, Section 27, T28S, R4W, WM; 1,525 feet North and 2,400 feet East from the SW Corner Section 27

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 2 1/2 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:

12.0 acres NE 1/4 SW 1/4
 0.3 acre SE 1/4 SW 1/4
 0.1 acre NW 1/4 SE 1/4
 Section 27
 Township 28 South Range 4 West, WM

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 Water Resources Director, affixed

this date. March 30, 1984

William H. Young

Water Resources Director

Recorded in State Record of Water Right Certificates, Volume 46, page 51937

0641C

Douglas County Official Records
Daniel J. Loomis, County Clerk

2020-004149

02/26/2020 10:36:00 AM

DEED-WD Cnt=1 Str=40 JLGODWI
\$30.00 \$11.00 \$10.00 \$60.00

\$111.00

DOUGLAS COUNTY CLERK

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CERTIFICATE PAGE

DO NOT REMOVE THIS PAGE FROM
ORIGINAL DOCUMENT

THIS PAGE MUST BE INCLUDED IF DOCUMENT IS RE-RECORDED

After Recording Return to:

Western Title & Escrow Company
2365 NW Kline Street, Suite 101
Roseburg, OR 97471

Western Title & Escrow Company

WTO185719 WRD

RECORDING REQUESTED BY:



2365 NW Kline Street, Suite 101
Roseburg, OR 97471

GRANTOR'S NAME:
David Cantua

GRANTEE'S NAME:
Matthew Brandon Day and Lucie Sargent Day

AFTER RECORDING RETURN TO:
Order No.: WT0183719-LKC
Matthew Brandon Day and Lucie Sargent Day, as tenants by the
entirety
10909 North Myrtle Road
Myrtle Creek, OR 97457

SEND TAX STATEMENTS TO:
Matthew Brandon Day and Lucie Sargent Day
10909 North Myrtle Road
Myrtle Creek, OR 97457

APN: R30833
Map: 28-04W-27-01500

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SPACE ABOVE THIS LINE FOR RECORDER'S USE

STATUTORY WARRANTY DEED

David Cantua, Grantor, conveys and warrants to Matthew Brandon Day and Lucie Sargent Day, as tenants by the entirety, Grantee, the following described real property, free and clear of encumbrances except as specifically set forth below, situated in the County of Douglas, State of Oregon:

SEE EXHIBIT "A" ATTACHED HERETO AND MADE A PART HEREOF

THE TRUE AND ACTUAL CONSIDERATION FOR THIS CONVEYANCE IS THREE HUNDRED THOUSAND AND NO/100 DOLLARS (\$300,000.00). (See ORS 93.030).

Subject to:

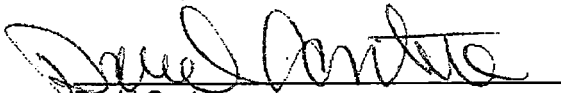
SEE EXHIBIT "B" ATTACHED HERETO AND MADE A PART HEREOF

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

STATUTORY WARRANTY DEED
(continued)

IN WITNESS WHEREOF, the undersigned have executed this document on the date(s) set forth below.

Dated: 2-24-2020


David Cantua

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State of OREGON
County of Douglas

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This instrument was acknowledged before me on Feb. 24, 2020 by David Cantua.


Notary Public - State of Oregon

My Commission Expires: 10/1/2023



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EXHIBIT "A"
Legal Description

PARCEL 1:

That portion of the East half of the Northeast quarter of the Southwest quarter of Section 27, Township 28 South, Range 4 West, Willamette Meridian, lying South of North Myrtle Creek County Road No. 15. EXCEPTING THEREFROM: Beginning at a point on the Southerly right of way line of North Myrtle Creek County Road No. 15, which bears South 4° 49' 33" East 2539.68 feet from the quarter corner common to Sections 22 and 27, Township 28 South, Range 4 West, Willamette Meridian; thence South 32° 07' 30" East 788.01 feet to a point in the centerline of North Myrtle Creek, South 70° 21' West 323.93 feet and North 54° 49' West 170.13 feet; thence continuing Westerly downstream along the centerline of said creek to a point which is 660 feet from, when measured at right angles to the Northeasterly line of that parcel of land described in Instrument No. 2004-10282, Deed Records, Douglas County, Oregon (South 32° 07' 30" East); thence North 32° 07' 30" West to a point on the Southerly right of way line of said County Road No. 15; thence Northeasterly along said road right of way line to the point of beginning.

EXCEPTING THEREFROM the following described real property located in the Southwest Quarter of Section 27, Township 28 South, Range 4 West, Willamette Meridian, Douglas County, Oregon, the boundaries of which is described as the following:

Beginning at a 5/8 inch iron rod that bears North 89° 56' 25" East 649.47 feet and North 0° 09' 46" East 254.90 feet from the Southwest Sixteenth corner of said Section 27, Township 28 South, Range 4 West, Willamette Meridian, Douglas County, Oregon; thence South 0° 09' 46" West 254.90 feet to a point on the North boundary of the Southeast Quarter of the Southwest Quarter of said Section 27; thence along said North boundary, North 89° 56' 25" East 208.30 feet to a 5/8 inch iron rod; thence leaving said North boundary and running North 39° 10' 53" West 328.56 feet to the point of beginning.

PARCEL 2:

The following described real property is located in the Southwest Quarter of Section 27, Township 28 South, Range 4 West, Willamette Meridian, Douglas County, Oregon, the boundaries of which is described as the following:

Beginning at a 5/8 inch iron rod that bears North 89° 56' 25" East 649.47 feet and North 0° 09' 46" East 254.90 feet from the Southwest Sixteenth corner of said Section 27, Township 28 South, Range 4 West, Willamette Meridian, Douglas County, Oregon; thence North 0° 09' 46" East 413.54 feet to a point on the Southerly right of way boundary of Douglas County Road Number 15; thence along said Southerly right of way boundary, South 61° 41' 15" West 89.83 feet to a 5/8 inch iron rod; thence leaving said Southerly right of way boundary and running South 0° 27' 13" East 279.48 feet to a 5/8 inch iron rod; thence South 39° 10' 53" East 118.55 feet to the point of beginning.

Together with: Beginning at a 5/8 inch iron rod that bears North 89° 56' 25" East 649.47 feet and North 0° 09' 46" East 679.82 feet from the Southwest Sixteenth corner of said Section 27, Township 28 South, Range 4 West, Willamette Meridian, Douglas County, Oregon; thence South 0° 09' 46" West 9.48 feet to a point located on the Southerly right of way boundary of Douglas County Road Number 15; thence along said southerly right of way boundary North 28° 18' 45" West 8.33 feet to a 5/8 inch iron rod; thence continuing along said Southerly right of way boundary, North 61° 41' 15" East 4.52 feet to the point of beginning.

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EXHIBIT "B"

Exceptions

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Subject to:

1. Rights of the public to any portion of the Land lying within roads and highways.
2. Any adverse claim based on the assertion that any portion of the subject land has been removed from or brought within the subject land's boundaries by the process of accretion or reliction or any change in the location of North Myrtle Creek.
3. Any adverse claim based on the assertion that any portion of the subject land has been created by artificial means or has accreted to such portions so created, or based on the provisions of ORS 274.905 through 274.940.
4. Rights of the public, riparian owners and governmental bodies as to the use of the waters of North Myrtle Creek and the natural flow thereof on and across that portion of the subject land lying below the high water line of said waterway.
5. Reservations, including the terms and provisions thereof, as disclosed by Patent,

Recording Date: April 24, 1924
Recording No.: 57126 (Volume 86, Page 3)

6. Easement(s) for the purpose(s) shown below and rights incidental thereto as set forth in a document:

Entitled: Grant of Right of Way
In favor of: The California Oregon Power Company
Purpose: electric transmission and distribution lines
Recording Date: November 9, 1951
Recording No: 131114 (Volume 200, Page 407)

7. Easement(s) for the purpose(s) shown below and rights incidental thereto as set forth in a document:

Entitled: Right-of-Way Easement
In favor of: Pacific Power & Light Co
Purpose: electric transmission and distribution lines
Recording Date: September 10, 1969
Recording No: 69-9941

8. Terms, provisions and conditions of Easement, including, but not limited to, maintenance provisions, and a covenant to share the costs of maintenance, contained in instrument,

Recording Date: February 22, 1971
Recording No.: 71-2006

Also disclosed by,

Recording Date: February 19, 1975
Recording No.: 75-1998

9. Easement(s) for the purpose(s) shown below and rights incidental thereto as set forth in a document:

Entitled: Right-of-Way Easement
In favor of: Pacific Power & Light Co
Purpose: electric transmission and distribution lines
Recording Date: December 15, 1971
Recording No: 71-17119

10. Terms, provisions and conditions of Easement, including, but not limited to, maintenance provisions, and a covenant to share the costs of maintenance, contained in deed,

Recording Date: October 6, 1972
Recording No.: 72-14499

EXHIBIT "B"

Exceptions

11. Terms, provisions and conditions, including, but not limited to, maintenance provisions, and a covenant to share the costs of maintenance, contained in Road Easement Agreement,

Recording Date: July 9, 2001

Recording No.: 2001-15588

12. Restrictive Covenant for Resource Management, including the terms and provisions thereof,

Recording Date: October 29, 2001

Recording No.: 2001-25126

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Douglas County

Planning and Sanitation Pre-Application Worksheet

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Worksheet Number <h2 style="margin: 0;">WS22-0753</h2>	Applicant DAY, MATTHEW BRANDON & 10909 NORTH MYRTLE RD MYRTLE CREEK, OR 97457 (541) 863-3337	Owner DAY, MATTHEW BRANDON & 10909 NORTH MYRTLE RD MYRTLE CREEK, OR 97457
---	---	---

SITE INFORMATION

Site Address 10909 NORTH MYRTLE RD MYRTLE CREEK, O	MTL 28-04W-27-01500	Property ID Number (Primary) R30833	Size (Acres) 11.43
Improvement LUCS - OWRD	Proposed Use Land Use Compatibility Statement		
Existing Structures (Number and Type) HOUSE, BARN	Distance of Building Site from River, Creek, or Stream Bank >50'		
Directions (8/8/2022 10:14 AM MM) EAST FROM MYRTLE CREEK ON NORTH MYRTLE ROAD, APPROX. 9.5 MILES TO PROPERTY ON RIGHT.			

As, for, or on behalf of, all property owners:

APPLICANT SIGNATURE: *[Signature]* DATE: 8/8/22

PLANNING DEPARTMENT INFORMATION

Zoning FG;TR;5R	Overlays N/A		
SETBACKS (EFU - Grazing)			
Front Property Line of Right of Way 30 Feet	Rear Line 10 Feet	Side Line 10 Feet	Exterior Side Line N/A
Sign Code NO SIGN PROPOSED - N/A	Special Setback N/A	Riparian Setback 50 FEET	
Parking Spaces Required N/A	Building Height None	Flood Plain No	Floor Height Above Ground N/A
Conditions of Approval LUCS - OWRD; WATER RIGHTS TRANSFER FOR IRRIGATION FROM NORTH MYRTLE CREEK TO PROPERTY; NO STRUCTURAL DEVELOPMENT AUTHORIZED THROUGH THIS LUCS; MUST MEET ALL REQUIREMENTS IN PERMITTING FROM ALL APPLICABLE AGENCIES			

Sanitation OSS - Existing System	Sanitary District	Water Private	Access Permit Required? NOT REQ'D	
Report Codes NONSTRUCTURAL SEPTIC-EXISTING PRIVATE WATER COUNTY ACCESS FEDERAL COMPAT.				
Refer To NONE				
Approved By: MM	Date: 8/8/2022	Receipt #: P42735	Amount: \$ 165.00	Expiration Date: 8/7/2023

SANITATION INFORMATION

SE#	STP#	Existing System	System: Approved ___ Denied ___
Remarks			
By:	Date:	CSC Date:	

Land Use Information Form



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

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NOTE TO APPLICANTS

OWRD

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

This form is NOT required if:

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

NOTE TO LOCAL GOVERNMENTS

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

Land Use Information Form

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Applicant(s): Harbinger Farm (Matthew Day)

Mailing Address: 10909 North Myrtle Creek Road

City: Myrtle Creek

State: OR

Zip Code: 97457

Daytime Phone: _____

OWRD

A. Land and Location

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

Township	Range	Section	¼¼	Tax Lot #	Plan Designation (e.g., Rural Residential/RR-5)	Water to be:			Proposed Land Use:
<u>T.28s</u>	<u>R.4w</u>	<u>27</u>	<u>NWSW</u>	<u>1500</u>	_____	<input checked="" type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	<u>Irrigation</u>
_____	_____	_____	_____	_____	_____	<input type="checkbox"/> Diverted	<input type="checkbox"/> Conveyed	<input type="checkbox"/> Used	_____
_____	_____	_____	_____	_____	_____	<input type="checkbox"/> Diverted	<input type="checkbox"/> Conveyed	<input type="checkbox"/> Used	_____
_____	_____	_____	_____	_____	_____	<input type="checkbox"/> Diverted	<input type="checkbox"/> Conveyed	<input type="checkbox"/> Used	_____

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

Douglas

B. Description of Proposed Use

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

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

Source of water: Reservoir/Pond
 Ground Water
 Surface Water (name) North Myrtle Creek

Estimated quantity of water needed: .026 cubic feet per second
 gallons per minute
 acre-feet

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

Briefly describe:

Requesting a Temporary Drought Transfer from senior water rights to irrigate junior regulated water rights.

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

See bottom of Page 3. →

For Local Government Use Only

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

Please check the appropriate box below and provide the requested information

- Land uses to be served by the proposed water uses (including proposed construction) are allowed outright or are not regulated by your comprehensive plan. Cite applicable ordinance section(s): LU00 3.3.075.16; 3.2.050.12, 3.8.050.
- Land uses to be served by the proposed water uses (including proposed construction) involve discretionary land-use approvals as listed in the table below. (Please attach documentation of applicable land-use approvals which have already been obtained. Record of Action/land-use decision and accompanying findings are sufficient.) **If approvals have been obtained but all appeal periods have not ended, check "Being pursued."**

Type of Land-Use Approval Needed (e.g., plan amendments, rezones, conditional-use permits, etc.)	Cite Most Significant, Applicable Plan Policies & Ordinance Section References	Land-Use Approval:	
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued
	RECEIVED AUG 15 2022	<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued
	OWRD	<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued

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

<u>R30833</u> <u>ZONING: FG, TR, SR</u> <u>WS22-0753</u>	DOUGLAS COUNTY PLANNING DEPARTMENT ROOM 106, JUSTICE BUILDING DOUGLAS COUNTY COURTHOUSE ROSEBURG, OR 97470
--	--

Name: MARK MOFFETT Title: SENIOR CITY PLANNER

Signature: MM Phone: (541) 440-6063 Date: 8/8/22

Government Entity: DOUGLAS COUNTY PLANNING DEPARTMENT

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

Receipt for Request for Land Use Information

Applicant name: _____

City or County: _____ Staff contact: _____

Signature: _____ Phone: _____ Date: _____



DOUGLAS COUNTY PLANNING & BUILDING

Room 106, Justice Building
Douglas County Courthouse, Roseburg, Oregon 97470
Planning - (541) 440-4289
Building - (541) 440-4559

Date Printed
8/8/2022
10:40 am

Permit Number: WS22-0753
Job Address: 10909 NORTH MYRTLE RD, MYRTLE CREEK

Receipt: P42735

Fee Description	Fee Amount
LAND USE COMPATABILITY STATEMENT	\$165.00
Total Fees Paid:	\$165.00

Date Paid: **8/8/2022**
Paid By: **DAY, MATTHEW BRANDON R30833**
Pay Method: **CREDIT CARD 218093**
Received By: **MARIE E NEET**

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Application for Water Right Transfer

Evidence of Use Affidavit



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

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

State of Oregon)
) SS
 County of DOUGLAS)

I, RANDY BOHM, in my capacity as PROPERTY OWNER,
 mailing address PO BOX 645 MYRTLE CREEK OREGON 97457
 telephone number 541-863-6736, being first duly sworn depose and say:

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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**

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)
26677	28	S	4	W		27	NW	SE		3.9

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)

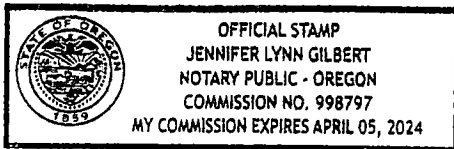
3. The water right was used for: (e.g., crops, pasture, etc.): _____

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.

[Signature]
Signature of Affiant

8-8-22
Date

Signed and sworn to (or affirmed) before me this 8 day of August, 2022.



Notary Public for Oregon

My Commission Expires: April 5, 2024

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

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Application for Water Right Transfer



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

Consent by Deeded Landowner

State of Oregon)
)ss
County of Douglas)

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I Randy D. Bohn in my/our capacity as property owner,

mailing address PO Box 645, Myrtle Creek, OR 97457,

telephone number _____, duly sworn depose and say that I/We

consent to the proposed change(s) to Water Right Certificate Number 26677

described in a Water Right Transfer Application (T-____),

(transfer number, if known)___

submitted by Matthew Day and Lucie Sargent

on the property in tax lot number(s) 1500,

Section 27 Township 28S North/South Range 4W East/West, W.M.,

located at 10909 North Myrtle Road, Myrtle Creek, OR 97457

(site address)



Signature of Affiant

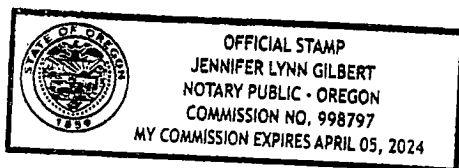
8-8-22

Date

Signature of Affiant

Date

Subscribed and Sworn to before me this 8 day of August, 2022.





Notary Public for Oregon

My commission expires April 15, 2024.