

Application for Permanent Water Right Transfer



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

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.

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.
- Part 4 – Completed Applicant Information and Signature.
- Part 5 – Information about Water Rights to be Transferred: **How many water rights are to be transferred? 1 List them here: Cert. 86446**
Please include a separate Part 5 for each water right. (See instructions on page 6)
NOTE: A separate transfer application is required for each water right unless the criteria in OAR 690-380-3220 are met.

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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 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- _____ Date: ____/____/____

Part 2 of 5 – Transfer Application Map

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

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

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

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Part 3 of 5 – Fee Worksheet

FEE WORKSHEET for PERMANENT TRANSFER (except Substitution)			
1	Base Fee (includes one type of change to one water right for up to 1 cfs)	1	\$1,360
2	Types of change proposed: <input type="checkbox"/> Place of Use <input type="checkbox"/> Character of Use <input checked="" type="checkbox"/> Point of Diversion/Appropriation Number of above boxes checked = <u>1 (2a)</u> Subtract 1 from the number in line 2a = <u>0 (2b) If only one change, this will be 0</u> Multiply line 2b by \$1090 and enter »	2	0
3	Number of water rights included in transfer <u>1 (3a)</u> Subtract 1 from the number in 3a above: <u>0 (3b) If only one water right this will be 0</u> Multiply line 3b by \$610 and enter »	3	0
4	Do you propose to add or change a well, or change from a surface water POD to a well? <input type="checkbox"/> No: enter 0 <input checked="" type="checkbox"/> Yes: enter \$480 for the 1 st well to be added or changed <u>480 (4a)</u> Do you propose to add or change additional wells? <input type="checkbox"/> No: enter 0 <input checked="" type="checkbox"/> Yes: multiply the number of additional wells by \$410 <u>1,230 (4b)</u> Add line 4a to line 4b and enter »	4	1,710
5	Do you propose to change the place of use or character of use? <input checked="" type="checkbox"/> No: enter 0 on line 5 <input type="checkbox"/> Yes: enter the cfs for the portions of the rights to be transferred (see below*): _____ (5a) Subtract 1.0 from the number in 5a above: _____ (5b) If 5b is 0 or less, enter 0 on line 5 » If 5b is greater than 0, round up to the nearest whole number: _____ (5c) and multiply 5c by \$410, then enter on line 5 »	5	0
6	Add entries on lines 1 through 5 above » » » » » » » » » » Subtotal:	6	3,070
7	Is this transfer: <input type="checkbox"/> necessary to complete a project funded by the Oregon Watershed Enhancement Board (OWEB) under ORS 541.932? <input type="checkbox"/> endorsed in writing by ODFW as a change that will result in a net benefit to fish and wildlife habitat? If one or more boxes is checked, multiply line 6 by 0.5 and enter on line 7 » If no box is applicable, enter 0 on line 7 »	7	0
8	Subtract line 7 from line 6 » Transfer Fee:	8	\$3,070

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

1. For irrigation calculate cfs for each water right involved as follows:
 - a. 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).
 - b. 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)
2. Add cfs for the portions of water rights on all the land included in the transfer; however **do not count cfs for supplemental rights on acreage for which you have already calculated the cfs fee for the primary right on the same land.** The fee should be assessed only once for each "on the ground" acre included in the transfer. (In this example, blank 5a would be only 0.56 cfs, since both rights serve the same 45.0 acres. Blank 5b would be 0 and Line 5 would then also become 0).

FEE WORKSHEET for SUBSTITUTION			
1	Base Fee (includes change to one well)	1	\$990.00
2	Number of wells included in substitution _____ (2a) Subtract 1 from the number in 2a above: _____ (2b) If only one well this will be 0 Multiply line 2b by \$480 and enter »	2	
3	Add entries on lines 1 through 2 above » » » » » » » » » » Fee for Substitution:	3	

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Part 4 of 5 – Applicant Information and Signature

Applicant Information

APPLICANT/BUSINESS NAME Kyle, Ashley, & Evan Latimer		PHONE NO. (541) 451-5125	ADDITIONAL CONTACT NO.
ADDRESS PO Box 310			FAX NO.
CITY Lebanon	STATE OR	ZIP 97355	E-MAIL kyle@udelleng.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 Will McGill Surveying LLC		PHONE NO. (503) 931-0210	ADDITIONAL CONTACT NO. (503) 510-3026
ADDRESS 15333 Pletzer Rd. SE			FAX NO.
CITY Turner	STATE OR	ZIP 97392	E-MAIL willmcgill.surveying@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.			

Explain in your own words what you propose to accomplish with this transfer application, and why:
Taxlots 1702 and 1701 are being split into 5 lots. It is proposed to authorize the respective wells on each lot for their portion of Cert. 86446.

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

Check One Box

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

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By my signature below, I confirm that I understand:

- Prior to Department approval of the transfer application, I may be required to submit payment to the Department for publication of a notice in a newspaper with general circulation in the area where the water right is located, once per week for two consecutive weeks. If more than one qualifying newspaper is available, I suggest publishing the notice in the following newspaper: Corvallis Gazette-Times.
- 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).
- Refunds may only be granted upon request and, as set forth in ORS 536.050(4)(a), if the Director determines that a refund of all or part of a fee is appropriate in the interests of fairness to the public or necessary to correct an error of the Department.

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



Ashley Latimer
Applicant signature

Ashley Latimer 10-27-22
Print Name (and Title if applicable) Date

Kyle Latimer
Applicant signature

KYLE LATIMER 10-27-22
Print Name (and Title if applicable) Date

Evan Latimer
Applicant signature

EVAN LATIMER 10-27-22
Print Name (and Title if applicable) Date

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Is the applicant the sole owner of the land on which the water right, or portion thereof, proposed for transfer is located? Yes No*

*If NO, include signatures of all 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.

Check the following boxes that apply:

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

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

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

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

https://www.oregon.gov/owrd/WRDFormsPDF/Transfer_Property_Transactions.pdf

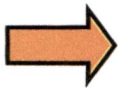
RECEIVING LANDOWNER NAME		PHONE NO.	ADDITIONAL CONTACT NO.
ADDRESS			FAX NO.
CITY	STATE	ZIP	E-MAIL
Describe any special ownership circumstances:			
The confirming Certificate shall be issued in the name of: <input type="checkbox"/> Applicant <input type="checkbox"/> Receiving Landowner			

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

IRRIGATION DISTRICT NAME	ADDRESS	
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 Linn County	ADDRESS 300 SW 4th Ave.	
CITY Albany	STATE OR	ZIP 97321

ENTITY NAME	ADDRESS	
CITY	STATE	ZIP

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Part 5 of 5 – Water Right Information

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

CERTIFICATE # 86446

Description of Water Delivery System

System capacity: 0.32 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. **5 HP submersible pump delivers water through 3" buried PVC mainline to risers. Water is applied by handline.**

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)
Well A	<input type="checkbox"/> Authorized <input checked="" type="checkbox"/> Proposed	LINN 63923	12 S	4 W	8	NW	SE	53	175' S and 465' E from NW corner, DLC 53
Well B	<input type="checkbox"/> Authorized <input checked="" type="checkbox"/> Proposed	LINN 63924	12 S	4 W	8	NW	SE	53	225' S and 800' E from NW corner, DLC 53
Well C	<input type="checkbox"/> Authorized <input checked="" type="checkbox"/> Proposed	LINN 63925	12 S	4 W	8	NW	SE	53	260' S and 775' E from NW corner, DLC 53
Well D	<input checked="" type="checkbox"/> Authorized <input type="checkbox"/> Proposed	LINN 10647	12 S	4 W	8	NW	SE	53	412.5' S and 396' E from NW corner, DLC 53
Well E	<input type="checkbox"/> Authorized <input checked="" type="checkbox"/> Proposed	LINN 63951	12 S	4 W	8	NE	SW	53	555' S and 175' E from NW corner, DLC 53

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 checked="" type="checkbox"/> Point of Appropriation/Well (POA) |
| <input type="checkbox"/> Point of Diversion (POD) | <input type="checkbox"/> Additional Point of Appropriation (APOA) |
| <input type="checkbox"/> Additional Point of Diversion (APOD) | <input type="checkbox"/> Substitution (SUB) |
| <input type="checkbox"/> Surface Water POD to Ground Water POA (SW/GW) | <input type="checkbox"/> Government Action POD (GOV) |

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

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

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 # 86446

List the change proposed for the acreage in each ¼ ¼. If more than one change is proposed, specify the acreage associated with each change.
If there is more than one POD/POA involved in the proposed changes, specify the acreage associated with each POD/POA.

AUTHORIZED (the "from" or "off" lands) 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				
12	S	4	W 8	SE NW	2700	38	0.4	Irrigation	Well D	1960		12	S	4	W 8	SE NW	2700	38	0.4	Irrigation	Well D	1960		
12	S	4	W 8	NE SW	1701	53	1.9	Irrigation	Well D	1960	POA	12	S	4	W 8	NE SW	1702	53	2.37	Irrigation	Well A	1960		
12	S	4	W 8	NE SW	1702	53	2.8	Irrigation	Well D	1960	POA	12	S	4	W 8	NW SE	1702	53	0.73	Irrigation	Well A	1960		
12	S	4	W 8	NW SE	1701	53	1.95	Irrigation	Well D	1960	POA	12	S	4	W 8	NW SE	1702	53	2.6	Irrigation	Well B	1960		
12	S	4	W 8	NW SE	1702	53	4.65	Irrigation	Well D	1960	POA	12	S	4	W 8	NW SE	1702	53	1.3	Irrigation	Well C	1960		
											POA	12	S	4	W 8	NW SE	1701	53	1.0	Irrigation	Well C	1960		
												12	S	4	W 8	NW SE	1701	53	0.85	Irrigation	Well D	1960		
												12	S	4	W 8	NW SE	1702	53	0.02	Irrigation	Well D	1960		
												12	S	4	W 8	NE SW	1701	53	0.9	Irrigation	Well D	1960		
												12	S	4	W 8	NE SW	1702	53	0.13	Irrigation	Well D	1960		
												12	S	4	W 8	NE SW	1701	53	1.0	Irrigation	Well E	1960		
TOTAL ACRES:						11.7						TOTAL ACRES:						11.3						

Additional remarks: **0.3 acres in NESW and 0.1 acres in NWSE of Section 8 are pending cancellation. This accounts for the 0.4-acre difference in from and to lands. 0.4 acres in tax lot 2700 is uninvolved with the transfer. The Lot D portion remains authorized on the original well.**

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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: _____.



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

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

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STATE OF OREGON WATER SUPPLY WELL REPORT

Well A

LINN 63923

WELL I.D. LABEL# L 145711 START CARD # 1057855 ORIGINAL LOG #

(as required by ORS 537.545 & 537.765 and OAR 690-205-0210)

8/4/2022

(1) LAND OWNER Owner Well I.D. DR-3617 First Name KYLE Last Name LATIMER Company Address P. O. BOX 310 City LEBANON State OR Zip 97355

(2) TYPE OF WORK [X] New Well [] Deepening [] Conversion [] Alteration (complete 2a & 10) [] Abandonment (complete 5a)

(2a) PRE-ALTERATION Dia + From To Gauge Stl Plstc Wld Thrd Casing: Material From To Amt sacks/lbs Seal:

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

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

(5) BORE HOLE CONSTRUCTION Special Standard (Attach copy) Depth of Completed Well 85.00 ft. BORE HOLE Dia From To Material SEAL From To Amt lbs

How was seal placed: Method [] A [] B [] C [] D [] E [X] Other POURED DRY Backfill placed from ft. to ft. Material Filter pack from ft. to ft. Material Size Explosives used: [] Yes Type Amount

(5a) ABANDONMENT USING UNHYDRATED BENTONITE Proposed Amount Actual Amount

(6) CASING/LINER Casing Liner Dia + From To Gauge Stl Plstc Wld Thrd Shoe [] Inside [X] Outside [] Other Location of shoe(s) 79 Temp casing [] Yes Dia From + To

(7) PERFORATIONS/SCREENS Perforations Method Screens Type Material Perf/ Casing/ Screen Screen Liner Dia From To Scrn/slot width Slot length # of slots Tele/ pipe size

(8) WELL TESTS: Minimum testing time is 1 hour [] Pump [] Bailer [X] Air [] Flowing Artesian Yield gal/min Drawdown Drill stem/Pump depth Duration (hr) Temperature 53 °F Lab analysis [] Yes By Water quality concerns? [] Yes (describe below) TDS amount 227 ppm From To Description Amount Units

(9) LOCATION OF WELL (legal description) County LINN Twp 12.00 S N/S Range 4.00 W E/W WM Sec 8 NW 1/4 of the SE 1/4 Tax Lot 1702 Tax Map Number Lot A Lat Long [X] Street address of well [] Nearest address 33027 SE WHITE OAK RD. CORVALLIS OR. 97333

(10) STATIC WATER LEVEL Date SWL(psi) + SWL(ft) Existing Well / Pre-Alteration Completed Well 8/4/2022 12 Flowing Artesian? [] Dry Hole? [] WATER BEARING ZONES Depth water was first found 70.00 SWL Date From To Est Flow SWL(psi) + SWL(ft)

(11) WELL LOG Ground Elevation Material From To Topsoil 0 1 Clay Brown Sandy 1 15 Sand Brown Pack w/ Pea Gravel 15 20 Gravel Brown Small w/ Clay 20 27 Gravel Blue/Brown w/ Clay-Dirty 27 30 Sand Blue/Brown w/ Clay 30 35 Clay Gray Sandy w/ Gravel 35 47 Clay Blue Sticky/Sandy w/ Gravel 47 70 Gravel Blue w/ Sand 70 90 Sand Black w/ Gravel Small 90 95 RECEIVED NOV 07 2022 OWRD Date Started 8/4/2022 Completed 8/4/2022

(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 1974 Date 8/4/2022 Signed CJ NUGENT (E-filed)

(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 664 14118 Date 8/4/2022 Signed CHARLES NUGENT (E-filed) Contact Info (optional) Nugent Drilling Co. Lebanon Oregon

STATE OF OREGON WATER SUPPLY WELL REPORT

Well B

LINN 63924

WELL I.D. LABEL# L 145707 START CARD # 1057856 ORIGINAL LOG #

(as required by ORS 537.545 & 537.765 and OAR 690-205-0210)

8/5/2022

(1) LAND OWNER Owner Well I.D. DR-3618 First Name KYLE Last Name LATIMER Company Address P. O. BOX 310 City LEBANON State OR Zip 97355

(2) TYPE OF WORK [X] New Well [] Deepening [] Conversion [] Alteration (complete 2a & 10) [] Abandonment (complete 5a)

(2a) PRE-ALTERATION Casing: Dia + From To Gauge Stl Plstc Wld Thrd Seal: Material From To Amt sacks/lbs

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

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

(5) BORE HOLE CONSTRUCTION Special Standard [] (Attach copy) Depth of Completed Well 89.00 ft.

Table with columns: Dia, From, To, Material, From, To, Amt, Sacks/lbs. Includes rows for Bore Hole and Seal.

How was seal placed: Method [] A [] B [] C [] D [] E [X] Other POURED DRY Backfill placed from ft. to ft. Material Filter pack from ft. to ft. Material Size Explosives used: [] Yes Type Amount

(5a) ABANDONMENT USING UNHYDRATED BENTONITE Proposed Amount Actual Amount

(6) CASING/LINER Casing Liner Dia + From To Gauge Stl Plstc Wld Thrd Shoe [] Inside [X] Outside [] Other Location of shoe(s) 84 Temp casing [] Yes Dia From + To

(7) PERFORATIONS/SCREENS Perforations Method Screens Type Material Perf/ Casing/ Screen Screen Liner Dia From To Scrn/slot width Slot length # of slots Tele/ pipe size

(8) WELL TESTS: Minimum testing time is 1 hour [] Pump [] Bailer [X] Air [] Flowing Artesian Yield gal/min Drawdown Drill stem/Pump depth Duration (hr)

Temperature 53 °F Lab analysis [] Yes By Water quality concerns? [] Yes (describe below) TDS amount 206 ppm From To Description Amount Units

(9) LOCATION OF WELL (legal description) County LINN Twp 12.00 S N/S Range 4.00 W E/W WM Sec 8 NW 1/4 of the SE 1/4 Tax Lot 1702 Tax Map Number Lot B Lat Long [X] Street address of well [] Nearest address 33027 SE WHITE OAK RD. CORVALLIS OR. 97333

(10) STATIC WATER LEVEL Date SWL(psi) + SWL(ft) Existing Well / Pre-Alteration Completed Well 8/5/2022 13 Flowing Artesian? [] Dry Hole? [] WATER BEARING ZONES Depth water was first found 77.00 SWL Date From To Est Flow SWL(psi) + SWL(ft)

(11) WELL LOG Ground Elevation Material From To Topsoil 0 2 Clay Brown Sandy 2 12 Clay Gray/Brown Sticky 12 15 Clay Gray Sticky 15 22 Clay Dark Gray Silty w/ Sand Layers 22 45 Clay Blue Sticky w/ Gravel-Sandy 45 70 Gravel Blue w/ Clay 70 77 Gravel Blue w/ Sandy Clay 77 81 Gravel Blue w/ Sand 81 95 Sand w/ Some Gravel Black/Blue 95 102

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Date Started 8/4/2022 Completed 8/5/2022

(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. License Number 1974 Date 8/5/2022 Signed CJ NUGENT (E-filed)

(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. License Number 664 Date 8/5/2022 Signed CHARLES NUGENT (E-filed) 1118 Contact Info (optional) Nugent Drilling Co. Lebanon Oregon

STATE OF OREGON WATER SUPPLY WELL REPORT

Well C

LINN 63925

WELL I.D. LABEL# 145708 START CARD # 1057873 ORIGINAL LOG #

(as required by ORS 537.545 & 537.765 and OAR 690-205-0210) 8/7/2022

(1) LAND OWNER Owner Well I.D. DR-3619 First Name KYLE Last Name LATIMER Company P. O. BOX 310 Address LEBANON State OR Zip 97355

(2) TYPE OF WORK [X] New Well [] Deepening [] Conversion [] Alteration (complete 2a & 10) [] Abandonment (complete 5a)

(2a) PRE-ALTERATION Dia + From To Gauge Stl Plstc Wld Thrd Casing: Material From To Amt sacks/lbs Seal:

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

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

(5) BORE HOLE CONSTRUCTION Special Standard (Attach copy) Depth of Completed Well 91.00 ft. BORE HOLE Dia From To Material SEAL From To Amt sacks/lbs

How was seal placed: Method [] A [] B [] C [] D [] E [X] Other POURED DRY Backfill placed from ft. to ft. Material Filter pack from ft. to ft. Material Size Explosives used: [] Yes Type Amount

(5a) ABANDONMENT USING UNHYDRATED BENTONITE Proposed Amount Actual Amount

(6) CASING/LINER Casing Liner Dia + From To Gauge Stl Plstc Wld Thrd Shoe [] Inside [X] Outside [] Other Location of shoe(s) 86 Temp casing [] Yes Dia From + To

(7) PERFORATIONS/SCREENS Perforations Method Screens Type Material Perf/ Casing/ Screen Screen Liner Dia From To Scrn/slot width Slot length # of slots Tel/ pipe size

(8) WELL TESTS: Minimum testing time is 1 hour [] Pump [] Bailer [X] Air [] Flowing Artesian Yield gal/min Drawdown Drill stem/Pump depth Duration (hr)

Temperature 53 °F Lab analysis [] Yes By Water quality concerns? [] Yes (describe below) TDS amount 214 ppm From To Description Amount Units

(9) LOCATION OF WELL (legal description) County LINN Twp 12.00 S N/S Range 4.00 W E/W WM Sec 8 NW 1/4 of the SE 1/4 Tax Lot 1702 Tax Map Number Lot C Lat Long Street address of well 33027 SE WHITE OAK RD. CORVALLIS OR. 97333

(10) STATIC WATER LEVEL Date SWL(psi) + SWL(ft) Existing Well / Pre-Alteration Completed Well 8/6/2022 13 Flowing Artesian? Dry Hole?

WATER BEARING ZONES Depth water was first found 79.00 SWL Date From To Est Flow SWL(psi) + SWL(ft)

(11) WELL LOG Ground Elevation Material From To Topsoil Clay Brown Sandy Clay Gray/Brown Very Sticky Clay Gray Very Sticky Clay Brown/Gray Sandy Silty Gravel Blue w/ Clay Clay Blue Sandy-Soft w/ Gravel Gravel w/ Clay Blue Gravel w/ Course Sand Blue Sand Black w/ Gravel

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Date Started 8/6/2022 Completed 8/6/2022

(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. License Number 1974 Date 8/7/2022 Signed CJ NUGENT (E-filed)

(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. License Number 664 Date 8/7/2022 Signed CHARLES NUGENT (E-filed) 14118 Contact Info (optional) Nugent Drilling Co. Lebanon Oregon

(1) OWNER:

Name R. G. GATES SALEM, OREGON Address Rt. 4 - Box 350A CORVALLIS, ORE

(2) LOCATION OF WELL:

County LINN Owner's number, if any - 1/4 1/4 Section 8 T. 12 R. 4W W.M. Bearing and distance from section or subdivision corner

(3) TYPE OF WORK (check):

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

(4) PROPOSED USE (check):

Domestic [] Industrial [] Municipal [] Irrigation [x] Test Well [] Other []

(5) TYPE OF WELL:

Rotary [] Cable [x] Dug [] Driven [] Jetted [] Bored []

(6) CASING INSTALLED:

8" Diam. from 0 ft. to 33 ft. Gage 22.50 ft. Threaded [] Welded [x]

(7) PERFORATIONS:

Perforated? [x] Yes [] No Type of perforator used GAS TARCH SIZE of perforations 3/16 in. by 9 in. 24 perforations from 24 ft. to 32 ft.

SCREENS:

Well screen installed [] Yes [x] No Manufacturer's Name Type Model No. Diam. Slot size Set from ft. to ft.

(8) CONSTRUCTION:

Was well gravel packed? [] Yes [x] 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 7'-6" ft. below land surface Date 3/24/60 Artesian pressure lbs. per square inch Date

Log Accepted by:

[Signed] R.G. Gates Date April 7, 1960

(11) WELL TESTS:

Drawdown is amount water level is lowered below static level Was a pump test made? [] Yes [] No If yes, by whom? Yield: gal./min. with ft. drawdown after hrs. Bailer test 50 gal./min. with ft. drawdown after hrs. Artesian flow g.p.m. Date Temperature of water Was a chemical analysis made? [] Yes [] No

(12) WELL LOG:

Diameter of well 8 inches. Depth drilled 36 ft. Depth of completed well 34 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.

Table with columns MATERIAL, FROM, TO. Entries: SANDY LOAM (0 to 19), GRAVEL & SAND (19 to 34).

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Work started MARCH 1960 Completed MARCH 1960

(13) PUMP:

Manufacturer's Name 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 Bill Howell (Person, firm, or corporation) (Type or print) Address Rt 2 CORVALLIS ORE Driller's well number [Signed] Bill Howell (Well Driller) License No. 50 Date 3/24, 1960

STATE OF OREGON WATER SUPPLY WELL REPORT

Well E

LINN 63951

WELL I.D. LABEL# L 145704 START CARD # 1058144 ORIGINAL LOG #

(as required by ORS 537.545 & 537.765 and OAR 690-205-0210)

8/25/2022

(1) LAND OWNER Owner Well I.D. DR-3627 First Name KYLE Last Name LATIMER Company Address P.O. BOX 310 City LEBANON State OR Zip 97355

(2) TYPE OF WORK [X] New Well [] Deepening [] Conversion [] Alteration (complete 2a & 10) [] Abandonment (complete 5a)

(2a) PRE-ALTERATION Casing: Dia + From To Gauge Stl Plstc Wld Thrd Seal: Material From To Amt sacks/lbs

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

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

(5) BORE HOLE CONSTRUCTION Special Standard [] (Attach copy) Depth of Completed Well 100.00 ft. BORE HOLE Dia From To Material SEAL From To Amt sacks/lbs

How was seal placed: Method [] A [] B [X] C [] D [] E [X] Other POURED DRY Backfill placed from ft. to ft. Material Filter pack from ft. to ft. Material Size Explosives used: [] Yes Type Amount

(5a) ABANDONMENT USING UNHYDRATED BENTONITE Proposed Amount Actual Amount

(6) CASING/LINER Casing Liner Dia + From To Gauge Stl Plstc Wld Thrd Shoe [] Inside [X] Outside [] Other Location of shoe(s) 99 Temp casing [X] Yes Dia 10 From + [X] 1 To 19

(7) PERFORATIONS/SCREENS Perforations Method Screens Type Material Perf/ Casing/ Screen Screen Liner Dia From To Scrn/slot width Slot length # of slots Tele/ pipe size

(8) WELL TESTS: Minimum testing time is 1 hour [] Pump [] Bailer [X] Air [] Flowing Artesian Yield gal/min Drawdown Drill stem/Pump depth Duration (hr) Temperature 53 °F Lab analysis [] Yes By Water quality concerns? [] Yes (describe below) TDS amount 268 ppm From To Description Amount Units

(9) LOCATION OF WELL (legal description) County LINN Twp 12.00 S N/S Range 4.00 W E/W WM Sec 8 NE 1/4 of the SW 1/4 Tax Lot 1701 Tax Map Number Lot Lat Long [X] Street address of well [] Nearest address 33027 SE WHITE OAK RD. CORVALLIS OR. 97333

(10) STATIC WATER LEVEL Date SWL(psi) + SWL(ft) Existing Well / Pre-Alteration Completed Well 8/25/2022 15 Flowing Artesian? [] Dry Hole? []

WATER BEARING ZONES Depth water was first found SWL Date From To Est Flow SWL(psi) + SWL(ft) 8/25/2022 90 102 45 15

(11) WELL LOG Ground Elevation Material From To Topsoil w/ Cobbles 0 3 Gravel Brown w/ Clay Dirty 3 36 Sand-Silty w/ Clay Gray 36 50 Gravel w/ Clay Blue 50 54 Gravel w/ Clay Gray Silty 54 90 Sand Black w/ wood 90 97 Gravel w/ Sand & Wood Blue 97 102

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Date Started 8/24/2022 Completed 8/25/2022

(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. License Number 1974 Date 8/25/2022 Signed CJ NUGENT (E-filed)

(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. License Number 664 Date 8/25/2022 Signed CHARLES NUGENT (E-filed) Contact Info (optional) Nugent Drilling Co, Lebanon Oregon

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 LINN)

I, KYLE LATIMER, in my capacity as OWNER,
 mailing address PO BOX 310, LEBANON, OR 97355
 telephone number (541)451-5125, 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)
86446	12	S	4	W	WM	8	NE	SW	53	4.4
86446	12	S	4	W	WM	8	NW	SE	53	6.5

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.): PASTURE, CROPS

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.

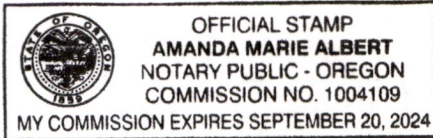
Kyle L. Latt

Signature of Affiant

10-27-2022

Date

Signed and sworn to (or affirmed) before me this 27 day of October, 2022.



Amanda Albert

Notary Public for Oregon

My Commission Expires: September 20, 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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TACS



Google Earth

Imagery Date: 7/13/2022 lat 44.540080° lon -123.202549° elev 229 ft eye alt 1698 ft

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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

NOTE TO APPLICANTS

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 30-day 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.

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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

Applicant(s): Kyle, Ashley, & Evan Latimer

Mailing Address: PO Box 310

City: Lebanon

State: OR

Zip Code: 97355

Daytime Phone: (541) 451-5125

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	¼ ¼	Tax Lot #	Plan Designation (e.g., Rural Residential/RR-5)	Water to be:	Proposed Land Use:
<u>12S</u>	<u>4W</u>	<u>8</u>	<u>NESW</u>	<u>1701</u>	<u>RR-2.5</u>	<input checked="" type="checkbox"/> Diverted <input type="checkbox"/> Conveyed <input checked="" type="checkbox"/> Used	<u>Landscaping</u>
<u>12S</u>	<u>4W</u>	<u>8</u>	<u>NWSE</u>	<u>1701</u>	<u>RR-2.5</u>	<input type="checkbox"/> Diverted <input type="checkbox"/> Conveyed <input checked="" type="checkbox"/> Used	<u>Landscaping</u>
<u>12S</u>	<u>4W</u>	<u>8</u>	<u>NESW</u>	<u>1702</u>	<u>RR-2.5</u>	<input type="checkbox"/> Diverted <input type="checkbox"/> Conveyed <input checked="" type="checkbox"/> Used	<u>Landscaping</u>
<u>12S</u>	<u>4W</u>	<u>8</u>	<u>NWSE</u>	<u>1702</u>	<u>RR-2.5</u>	<input checked="" type="checkbox"/> Diverted <input type="checkbox"/> Conveyed <input checked="" type="checkbox"/> Used	<u>Landscaping</u>

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

Linn

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) _____

Estimated quantity of water needed: 27.25 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:

This property is being split into 5 lots. It is proposed to authorize the portions of water right certificate 86446 overlaying each lot on their respective wells.



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. →

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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 land-use 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):

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:	
Partition for TL 1701	LCC 924.200(B), 924.250(B)	<input checked="" type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued
Partition for TL 1702	LCC 924.200(B), 924.250(B)	<input checked="" 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
		<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.

Name: Kate Bentz Title: Assistant Planner

Signature: [Handwritten Signature] Phone: 541-967-3810 Date: 10/25/22

Government Entity: Linn County

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: _____

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NOV 07 2022

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WR / FS

**AFFIDAVIT FOR THE VOLUNTARY CANCELLATION OF A PORTION
OF A WATER RIGHT CERTIFICATE (ORS 540.621)**

State of Oregon)
) ss
County of Linn)

I/We (or authorized agent), Kyle, Ashley, & Evan Latimer, residing at PO Box 310, Lebanon, OR 97355, telephone number (541) 451-5125, being first duly sworn depose and say:

1. I/We are the legal and deeded owner(s) of the property described as tax lot number 1701 & 1702, within the NESW/NWSE $\frac{1}{4}$, Section 8, Township 12S, Range 4W, of the Willamette Meridian, in Linn County, Oregon, as shown on the attached map and described in the attached deed and legal description and made part of this affidavit.
2. I/We wish to cancel the following portion(s) of the water right certificate number 86446 issued to R. G. Gates with a date of priority of 4/12/1960.

A place of use, or use.

- For the use of (specify irrigation, domestic, etc.) Irrigation

FOR IRRIGATION OR NURSERY USE:

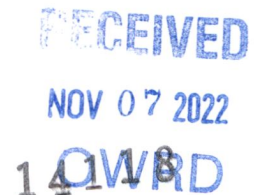
- Total number of acres to be cancelled 0.4
- Location of acres to be cancelled must be clearly identified on a copy of the final proof map.
- In the amount of 0.005 cubic foot per second
- From the water source (s) Well No. 1

AND/OR (less common)

One or more of the authorized points of diversion (surface water) or points of appropriation (groundwater) authorized under the certificate.

- For the use of (specify irrigation, domestic, etc.) _____
- From the water source (s) _____
- Located within the _____ $\frac{1}{4}$, Section _____, Township _____ (N/S), Range _____ (E/W)

Location Description (if given on the certificate) _____



- The appurtenant water right is/is not located within the boundaries of an irrigation, drainage, water improvement, or water control district, or federal reclamation project (if the right is located within a district or reclamation project, name it here: _____)
- The portion of the water right being cancelled is served by an irrigation district. The signature of the district manager on the line below indicates the concurrence of the district to the cancellation of the portion of the water right served by the district.

Signature of district manager Printed Name Date

- If the water right is issued in the name of an irrigation district then the affiant must have the concurrence of the district to the cancellation of the portion of the water right. (Signature of district manager on the line below documents consent of the district.)

Signature of district manager Printed Name Date

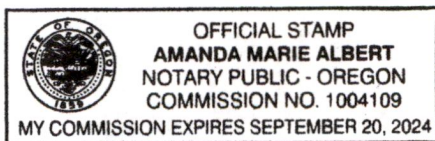
- I/We have abandoned any and all interest in the portion of the water right described in Item 2, above, and request that portion of the right be canceled.

Oronley Latimer
Signature of legal owner as listed on deed, or authorized agent Date 10-27-2022

Kel Latimer
Signature of legal co-owner as listed on deed (If applicable) Date 10-27-2022

Evan Latimer
Signature of legal co-owner as listed on deed (If applicable) Date 10/27/2022

Subscribed and Sworn to Before Me this 27 day of October, 2022.

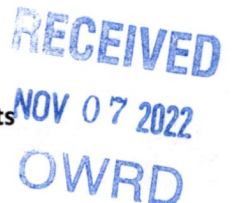


Amanda Albert
Notary Public for Oregon

My Commission Expires September 20, 2024

PLEASE ATTACH A LEGIBLE COPY OF:

- A deed which lists landowners and includes a legal description of affected lands, and
- A copy of a water right final proof map, or a tax lot map, or an adjudication map with the abandoned portion of the right clearly drawn and identified.
- IF ACTING AS AN AUTHORIZED AGENT, include a copy of Power of Attorney or other documents granting authority to act on behalf of the legal owner(s).



RECORDING REQUESTED BY:



220 6th Ave SW, Ste 100
Albany, OR 97321

AFTER RECORDING RETURN TO:

Order No.: 471822117824-RS
Kyle Latimer and Ashley Latimer and Evan Latimer
33027 SE White Oak Road
Corvallis, OR 97333

SEND TAX STATEMENTS TO:

Kyle Latimer
33027 SE White Oak Road
Corvallis, OR 97333

APN: 0228003
0228011
0925641
0925642
Map: 12S04W0801701
12S04W0801702

LINN COUNTY, OREGON		2022-10609
D-WD	Stn=10131 S. WILSON	06/14/2022 03:57:58 PM
\$10.00	\$11.00	\$10.00 \$60.00 \$19.00
		\$110.00
I, Steve Druckenmiller, County Clerk for Linn County, Oregon, certify that the instrument identified herein was recorded in the Clerk records.		
Steve Druckenmiller - County Clerk		

SPACE ABOVE THIS LINE FOR RECORDER'S USE

STATUTORY WARRANTY DEED

Pamela Jean Rieseberg, Trustee, of the Phyllis Richey Living Trust dated June 7, 2016, Grantor, conveys and warrants to **Kyle Latimer and Ashley Latimer, as tenants by the entirety and Evan Latimer**, as tenants in common, Grantee, the following described real property, free and clear of encumbrances except as specifically set forth below, situated in the County of Linn, State of Oregon:

PARCEL 1:

Beginning on the West line of and South 0°17'1/2" East 394.64 feet from the Northwest corner of the Joseph Hamilton D.L.C. 53, in Township 12 South, Range 4 West of the Willamette Meridian in Linn County, Oregon, and running thence North 88°55'1/2" East 386.69 feet to a 1/2" iron rod; thence South 0°20'1/2" East 12.0 feet to a 1/2" iron rod; thence North 88°55'1/2" East 12.0 feet to a 1/2" iron rod; thence North 0°20'1/2" West 12.0 feet to a 1/2" iron rod; thence North 88°55'1/2" East 434.49 feet to the centerline of Owl Creek; thence up the center of said Owl Creek as follows: South 43°19' West 86.37 feet, South 40°27' West 208.0 feet, South 54°37' West 250.0 feet, South 64°02' West 190.0 feet, and South 74°30' West 271.48 feet to the West line of said D.L.C. 53; thence leaving said Owl Creek and running North 0°17'1/2" West along the west line of said Claim 506.00 feet to the place of beginning.

PARCEL 2

Beginning on the Northwest corner of the Joseph Hamilton D.L.C. No. 53, in Township 12 South, Range 4 West of the Willamette Meridian in Linn County, Oregon, and running thence South 89°00' East along the North line of said Claim 1062 feet to the center of Hamilton Creek; thence along the center line of said creek South 16°19' West 191 feet, South 43°19' West 330 feet, South 40°27' West 208 feet, South 54°37' West 250 feet, South 64°02' West 190 feet, and South 74°30' West 282 feet to the West line of said claim; thence North 903.5 feet to the place of beginning.

EXCEPTING THEREFROM the following described portion thereof: Beginning on the West line of and South 0°17'1/2" East 394.64 feet from the Northwest corner of the Joseph Hamilton D.L.C. 53, in Township 12 South, Range 4 West of the Willamette Meridian in Linn County, Oregon, and running thence North 88°55'1/2" East 386.69 feet to a 1/2" iron rod; thence South 0°20'1/2" East 12.0 feet to a 1/2" iron rod; thence North 88°55'1/2" East 12.0 feet to a 1/2" iron rod; thence North 0°20'1/2" West 12.0 feet to a 1/2" iron rod; thence North 88°55'1/2" East 434.49 feet to the centerline of Owl Creek; thence up the center of said Owl Creek as follows: South 43°19' West 86.37 feet, South 40°27' West 208.0 feet, South 54°37' West 250.0 feet, South 64°02' West 190.0 feet, and South 74°30' West 271.48 feet to the West line of said D.L.C. 53; thence leaving said Owl Creek and running North 0°17'1/2" West along the west line of said Claim 506.00 feet to the place of beginning.

THE TRUE AND ACTUAL CONSIDERATION FOR THIS CONVEYANCE IS ONE MILLION ONE HUNDRED THOUSAND AND NO/100 DOLLARS (**\$1,100,000.00**). (See ORS 93.030).

Subject to:

Rights of the public to any portion of the Land lying within the area commonly known as streets, roads and highways.

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AFTER RECORDING RETURN TO
TICOR TITLE: 471822117824

14118

STATUTORY WARRANTY DEED

(continued)

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 Hamilton Creek/Owl Creek.

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.

Any adverse claim based on the assertion that any portion of the subject land is now or at any time has been below the ordinary high water line of Hamilton Creek/Owl Creek.

Rights of fishing, navigation, commerce, flood control, propagation of anadromous fish, and recreation, and other rights of the public, Indian tribes or governmental bodies in and to the waters of Hamilton Creek/Owl Creek.

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.

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

Dated: 6-13-22

Phyllis Richey Living Trust, dated June 7, 2016

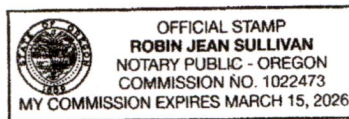
BY: Pamela Jean Rieseberg
Pamela Jean Rieseberg
Trustee

State of OR
County of Law

This instrument was acknowledged before me on June 13, 2022 by Pamela Jean Rieseberg, Trustee, of the Phyllis Richey Living Trust, dated June 7, 2016.

[Signature]
Notary Public - State of Oregon

My Commission Expires: 3/15/2026



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STATE OF OREGON
 COUNTY OF LINN
 CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

R. G. GATES
 3000 WHITE OAK DRIVE
 CORVALLIS, OR 97330

confirms the right to use the waters of WELL NO. 1, within the OWL CREEK BASIN (Willamette River) for IRRIGATION of 11.7 ACRES.

This right was perfected under Permit G-1573. The date of priority is APRIL 12, 1960. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 0.148 CUBIC FEET PER SECOND or its equivalent in case of rotation, measured at the well.

The well is located as follows:

Twp	Rng	Mer	Sec	Q - Q	DLC	Measured Distances
12 S	4 W	WM	8	NW SE	53	6.25 CHAINS (412.5 FEET) SOUTH and 6.0 CHAINS (396.0 FEET) EAST FROM NW CORNER of HAMILTON DLC 53

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 2.5 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:

IRRIGATION						
Twp	Rng	Mer	Sec	Q - Q	DLC	Acres
12 S	4 W	WM	8	SE NW	38	0.4
12 S	4 W	WM	8	NE SW	53	4.7 → CANCEL 0.3 ac.
12 S	4 W	WM	8	NW SE	53	6.6 → CANCEL 0.1 ac.

This certificate describes that portion of the water right confirmed by Certificate 32460, State Record of Water Right Certificates, NOT modified by the provisions of an order of the Water Resources Director entered JUL 27 2010 approving Transfer Application T-10400.

The issuance of this superseding certificate does not confirm the status of the water right in regard to the provisions of ORS 540.610 pertaining to forfeiture or abandonment.

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 July 27, 2010.


 Phillip C. Ward, Director

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 OWRD

Permanent Transfer Application Intake Completion Checklist

Check the Certificate(s) in WRIS

Transfer # T- 14118

Checked by- <u>Aela</u>	Type of Change(s) Proposed: <i>Mark the Proposed Changes</i>	Substitution	Supplemental to Primary	POU	POD	APOD
Date- <u>11/8/22</u>		Gov Action	Surface to Ground	USE	<u>POA</u>	APOA
Fee Received: <u>3070-</u>						
Calculated Fee: <u>3070-</u>				How many rights to be Transferred? <u>1</u>		
Additional Observations: _____		Certificate # <u>86446</u>				

If OK and complete, check box to the left; if **NOT**, fill in.

1. Is applicant information complete? Have all applicants listed at the top of the page signed at the bottom?
If **no**, what is missing? Whose signature is missing? _____
2. Does applicant indicate the place of use is in or near an irrigation district? Is a Form D included? N/A.
Name of the district: _____
3. Part 5 of application, has the applicant(s) completed the entire page and does the information match the description of the explanation of the reasons for transfer on Part 4 of the application?
If **no**, you may need to contact the applicant or agent? _____
4. Is there only one (1) water right included in this transfer application?
If **no**, are the criteria of OAR 690-380-3220 for more than one WR met? Yes or No _____
If **no**, then the transfer application **CANNOT** be accepted. See attached "3220" Decision Tree Flowchart.
5. For multiple certificates do each of the certificates listed on Application Page 1 have their own separate completed Part 5 tables 1 & 2?
If **no**, which certificate(s) are missing a separate Part 5 tables 1 & 2? _____
6. Is the map prepared and signed by a CWRE? Does the map meet requirements?
If **no**, what is missing? _____. Map waiver included? Yes No
7. If a change in point of appropriation (POA), have the well logs been included? N/A.
8. If a change in place of use (POU) within Umatilla County, have the applicant(s) provided a Supplemental Form U? N/A.
9. If all boxes on this checklist are checked (with no remaining deficiencies identified), **ACCEPT** the application. Put this application intake completeness check sheet in the transfer folder.

OR: If all boxes to the left are **NOT** checked, then this application is deficient and **CANNOT** be accepted. It should be returned and the **deficiencies listed in the "staff" section at the bottom of Application Page 1**, unless the applicant or agent can resolve the deficiencies within 2-3 days.

Actions taken: _____ Date: _____

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Date Received (Date Stamp Here)

OWRD Over-the-Counter Submission Receipt

Applicant Name(s) & Address: Kyle, Ashley and Ewan Letimer
PO Box 310 Lebanon, OR 97355

Transaction Type: Transfer

Fees Received: \$ 3070.00

Cash

Check:

Check No. 2072

Name(s) on Check: Will McGill Surveying

Thank you for your submission. Oregon Water Resources Department (Department) staff will review your submittal as soon as possible.

If your submission is determined to be complete, you will receive a receipt for the fees paid and an acknowledgement letter stating your submittal is complete.

If determined to be incomplete, your submission and the accompanying fees will be returned with an explanation of deficiencies that must be addressed in order for the submittal to be accepted.

If you have any questions, please feel free to contact the Department's Customer Service staff at 503-986-0801 or 503-986-0810.

Sincerely,

OWRD Customer Service Staff

Submission received by: Dante Luongo
(Name of OWRD staff)

Instructions for OWRD staff:

- Complete this Submission Receipt and make two (2) copies. Place one copy with the check/cash; and place the other copy with the submission (i.e., the application or other document).
- Date-stamp all pages. (NOTE: Do not stamp check.)
- Give this original Submission Receipt to the applicant.
- Record Submission Receipt information on the "RECEIVED OVER THE COUNTER" log sheet.
- Fold and put one copy of the Submission Receipt with check/cash into the Safe slot. Place the other copy of the Submission Receipt with submission (application/other document) in the top drawer of filing cabinet.

14118