

Permit Amendment T-12346

Name: John + Karen Carter

Address: 3803 Pleasant Ridge Rd. The Dalles, OR 97058

Change in: APOA

Date Filed: 4.19.16

Initial notice date: 4-26-16

DPD issued date:

PD issued date:

PD notice date:

Date of FO: 6-10-16 Vol 101 Page 119

Correcting FO 0830-2019 Vol 113 pg 1013

C-Date:

COBU due date:

COBU Received date:

Certificate issued:

DESCRIPTION OF WATER RIGHT(S)

Name of Stream: A Well

Trib. of: Threemile Cr. Basin

Use: Supp. Irrigation County: Wasco Wm 3

Quantity of water (CFS): No. of Acres:

Name of ditch:

App # G-17778 Per # G-17459 Cert # PR Date 2014

App # Per # Cert # PR Date

App # Per # Cert # PR Date

App # Per # Cert # PR Date

App # Per # Cert # PR Date

FEES PAID		
Date	Amount	Receipt #
4-19-16	\$1,350.00	119493

FEES REFUNDED		
Date	Amount	Receipt#

Assignments:

Irrigation District: The Dalles Irrigation Dist. 3503 Oney Rd. The Dalles, OR 97058

Agent:

CWRE:

CC's list:

- Oversized map - Location



Oregon

Kate Brown, Governor

Water Resources Department

North Mall Office Building

725 Summer St NE, Ste A

Salem, OR 97301

Phone: 503-986-0900

Fax: 503-986-0904

www.Oregon.gov/OWRD

September 3, 2019

JOHN CARTER
3803 PLEASANT RIDGE RD
THE DALLES, OR 97058

Reference: T-12346 Correcting Final Order

Enclosed is a correcting final order recorded in Special Order Vol.113, Page 1013, issued to correct a scrivener's error in the order recorded in Special Order Vol. 101, Page 119. The enclosed final order has been amended to reflect the scrivener's error. Please keep this document with the final order in Special Order Vol. 101, Page 119 as additional information.

If you have any questions please contact your caseworker, Sarah Henderson, by telephone at (503) 986-0884 or by e-mail at Sarah.A.Henderson@oregon.gov.

Sincerely,

Ashley N. Mosley
Water Right Support
Transfers and Conservation Section

cc: Watermaster Dist. #3 *(via email)*
The Dalles Irrigation District
Wasco County

Enclosures



STATE OF OREGON

COUNTY OF WASCO

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

JOHN CARTER
KAREN CARTER
3803 PLEASANT RIDGE RD
THE DALLES, OR 97058

This superseding permit is issued to correct a scrivener's error in identifying the date for completion of construction and application of the water to be made on or before July 30, 2020, and to describe an amendment for an additional point of appropriation proposed under Permit Amendment Application T-12346 and approved by Special Order Vol. 113, Page 1013, entered August 30, 2019. This permit supersedes Permit G-17619.

The specific limits and conditions of the use are listed below.

APPLICATION FILE NUMBER: G-17778

SOURCE OF WATER: BARNHILL WELL (WASC 51246/L56342) AND NEW WELL IN
THREEMILE CREEK BASIN

PURPOSE OR USE: SUPPLEMENTAL IRRIGATION OF 209.5 ACRES

MAXIMUM RATE: 0.89 CUBIC FOOT PER SECOND

PERIOD OF USE: MARCH 1 THROUGH OCTOBER 1

DATE OF PRIORITY: FEBRUARY 28, 2014

WELL LOCATIONS:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
1 N	13 E	WM	27	NE NW	NEW WELL - 100 FEET SOUTH AND 1660 FEET WEST FROM THE SE CORNER OF THE SWSE OF SECTION 22
1 N	13 E	WM	27	NE NW	BARNHILL WELL - 990 FEET SOUTH AND 925 FEET WEST FROM THE N1/4 CORNER OF SECTION 27

The amount of water used for irrigation under this right, 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 and 3.0 acre-feet for each acre irrigated during the irrigation season of each year.

THE PLACE OF USE IS LOCATED AS FOLLOWS:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
1 N	13 E	WM	22	NE NW	39.5

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
1 N	13 E	WM	22	SE NW	36.5
1 N	13 E	WM	22	NE SW	33.2
1 N	13 E	WM	22	SE SW	21.2
1 N	13 E	WM	22	NW SE	6.7
1 N	13 E	WM	22	SW SE	36.9
1 N	13 E	WM	22	SE SE	2.4
1 N	13 E	WM	27	NW NE	27.8
1 N	13 E	WM	27	NE NW	5.3
Total					209.5

Permit Amendment T-12346 Conditions:

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

Water shall be acquired from the same aquifer as the original point of appropriation.

Measurement devices, and recording/reporting of annual water use conditions:

- A. Before water use may begin under this permit, the permittee shall install a totalizing flow meter at each point of appropriation. The permittee shall maintain the device in good working order.
- B. The permittee shall allow the watermaster access to the device; provided however, where any device is located within a private structure, the watermaster shall request access upon reasonable notice.
- C. The permittee shall keep a complete record of the volume of water diverted each month, and shall submit a report which includes water-use measurements to the Department annually or more frequently as may be required by the Director. Further, the Director may require the permittee to report general water-use information, including the place and nature of use of water under the permit.
- D. The Director may provide an opportunity for the permittee to submit alternative measuring and reporting procedures for review and approval.

Static Water Level Conditions

The Department requires the water user to obtain, from a qualified individual (see below), and report annual static water levels for each well on the permit. The static water level shall be measured in the month of March. Reports shall be submitted to the Department within 30 days of measurement.

The permittee shall report an initial March static water-level measurement once well construction is complete and annual measurements thereafter. Annual measurements are required whether or not the well is used. The first annual measurement will establish a reference level against which future measurements will be compared. However, the Director may establish the reference level based on an analysis of other water-level data. The Director may require the user to obtain and report additional water levels each year if more data are needed to evaluate the aquifer system.

All measurements shall be made by a certified water rights examiner, registered professional geologist, registered professional engineer, licensed well constructor or pump installer licensed by the Construction Contractors Board. Measurements shall be submitted on forms provided by, or specified by, the Department. Measurements shall be made with equipment that is accurate to at least the standards specified in OAR 690-217-0045. The Department requires the individual performing the measurement to:

- A. Associate each measurement with an owner's well name or number and a Department well log ID; and
- B. Report water levels to at least the nearest tenth of a foot as depth-to-water below ground surface; and
- C. Specify the method of measurement; and
- D. Certify the accuracy of all measurements and calculations reported to the Department.

The Department may require the discontinuance of groundwater use, or reduce the rate or volume of withdrawal, from the well(s) if any of the following events occur:

- A. Annual water-level measurements reveal an average water-level decline of three or more feet per year for five consecutive years; or
- B. Annual water-level measurements reveal a water-level decline of 15 or more feet in fewer than five consecutive years; or
- C. Annual water-level measurements reveal a water-level decline of 25 or more feet; or
- D. Hydraulic interference leads to a decline of 25 or more feet in any neighboring well with senior priority.

The period of restricted use shall continue until the water level rises above the decline level which triggered the action or the Department determines, based on the permittee's and/or the Department's data and analysis, that no action is necessary because the aquifer in question can sustain the observed declines without adversely impacting the resource or causing substantial interference with senior water rights. The water user shall not allow excessive decline, as defined in Commission rules, to occur within the aquifer as a result of use under this permit. If more than one well is involved, the water user may submit an alternative measurement and reporting plan for review and approval by the Department.

Prior to using water from any well listed on this permit, the permittee shall ensure that the well has been assigned an OWRD Well Identification Number (Well ID tag), which shall be permanently attached to the well. The Well ID shall be used as a reference in any correspondence regarding the well, including any reports of water use, water level, or pump test data.

STANDARD CONDITIONS

Failure to comply with any of the provisions of this permit may result in action including, but not limited to, restrictions on the use, civil penalties, or cancellation of the permit.

If the number, location, source, or construction of any well deviates from that proposed in the permit application or required by permit conditions, this permit may be subject to cancellation, unless the Department authorizes the change in writing.

If substantial interference with surface water or a senior water right occurs due to withdrawal of water from any well listed on this permit, then use of water from the well(s) shall be discontinued or reduced and/or the schedule of withdrawal shall be regulated until or unless the Department approves or implements an alternative administrative action to mitigate the interference. The Department encourages junior and senior appropriators to jointly develop plans to mitigate interferences.

The well(s) shall be constructed and maintained in accordance with the General Standards for the Construction and Maintenance of Water Supply Wells in Oregon. The works shall be equipped with a usable access port adequate to determine water-level elevation in the well at all times.

If the riparian area is disturbed in the process of developing a point of appropriation, the permittee shall be responsible for restoration and enhancement of such riparian area in accordance with ODFW's Fish and Wildlife Habitat Mitigation Policy OAR 635-415. For purposes of mitigation, the ODFW Fish and Wildlife Habitat Mitigation Goals and Standards, OAR 635-415, shall be followed.

The use may be restricted if the quality of downstream waters decreases to the point that those waters no longer meet state or federal water quality standards due to reduced flows.

Where two or more water users agree among themselves as to the manner of rotation in the use of water and such agreement is placed in writing and filed by such water users with the watermaster, and such rotation system does not infringe upon such prior rights of any water user not a party to such rotation plan, the watermaster shall distribute the water according to such agreement.

Prior to receiving a certificate of water right, the permit holder shall submit to the Water Resources Department the results of a pump test meeting the Department's standards for each point of appropriation (well), unless an exemption has been obtained in writing under OAR 690-217. The Director may require water-level or pump-test data every ten years thereafter.

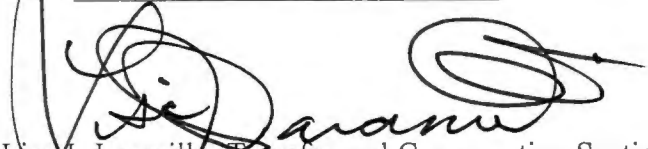
This permit is for the beneficial use of water without waste. The water user is advised that new regulations may require the use of best practical technologies or conservation practices to achieve this end.

By law, the land use associated with this water use must be in compliance with statewide land-use goals and any local acknowledged land-use plan.

The original permit was issued July 30, 2015. Completion of construction and application of the water shall be made on or before July 30, 2020. If beneficial use of permitted water has not been made before this date, the permittee may submit an application for extension of time, which may be approved based upon the merit of the application.

Within one year after making beneficial use of water, the permittee shall submit a claim of beneficial use, which includes a map and report, prepared by a Certified Water Rights Examiner.

Issued AUG 30 2019



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

Permit Amendment Checklist

Permit Amendment: T-12346

Transfer Specialist: Sarah *CC*

Transfer Type: Permit Amendment

Applicant Name/Address/email: <i>John & Karen Carter</i> 3803 PLEASANT RIDGE RD. THE DALLES, OR 97058	Agent Name/Address/email:	Rec Landowner Name/Address:
CWRE Name/Number:	Irr. District Name/Address: THE DALLES IRRIGATION DISTRICT 3503 OLNEY RD. THE DALLES, OR 97058	Affected Gov'ts Name/Address: Wasco County
Commentor(s): Name/Address:		Current Landowner Name/Address (if different than applicant):

Permit(s) Affected

Records Marked	Records Copied	App File No. or Decree Name	Permit No.	Superseding Permit No.
<input type="checkbox"/>	<input type="checkbox"/>	G-17778	G-17459	

Key Dates & Initial Actions

Rec'd: 4/19/16	Proposed Action(s): APOA	
Fees Pd: 1350.00	WM District: 3	ODFW District: N/A
Initial Notice: 4/26/16	WM Review sent: 4/20/16 Done: 5/20/16	ODFW Review sent: N/A Done: N/A
Acknowledgement Letter Sent: <input checked="" type="checkbox"/> Date:		GW Review sent: 4/20/16 Done: 4/21/16

Processing Dates & Actions

Deficiency Contact(s): _____

Draft Mailed: _____

If yes, date rec'd okay from agent/applicant: _____

ODFW contact sheet sent; need? Yes or No

WM measurement contact sheet sent; need? Yes or No

Newspaper: 1

not required

Date quote requested: _____

Request for news \$ sent: _____

News \$ received: _____

Request to publish sent to newspaper: _____

Affidavit of publication received: _____

Dates of publication: _____

Final Order

Draft Order & Superseding Permit Review (Optional) Reviewer: <u>Jon</u> Date: <u>6-1-16</u> Coordinator: _____ Date: _____	Final Order & Superseding Permit Review (Salem) Reviewer: <u>Jon</u> Date: _____ Coordinator: _____ Date: _____
Comments/Special Issues: _____	

Superseding FO + Permit
B 8/5/19
PFS 8/28/19

Special Order Volume: Vol: 101, Pages 119-120
 Notice of FO e-mailed to processors: 10/3

Final Order Signature Date: 6-10-16
8-30-19

Application

PR CW

- The type of change is clearly indicated.
- The application is appropriately signed. *Need Karen signature - got it*
- Appropriate fees were paid. If overpayment, Refund Request submitted N/A
- Land use form matches affected tax lots and is signed by proper official. (from ALL affected Govt's) _____
- N/A Ditch company district, and/or BOR, sent a copy of the application and map, if appropriate.
- All required attachments received.
- Check application file and WRIS for assignment(s) and/or extension(s). *N/A*

Application Map

PR CW

- The map size and scale are accurate and appropriate per OAR 690-380-3100(1)(b)(c)&(d).
- All authorized and proposed POD's/POA's and POU are properly described on the map.
- The POD/POA location description(s) on the map match the PA application and permit descriptions.
- Map acres (to, from and rr, if applicable) match Table 2 on the PA application and as applicable, on the permit
- Have permit map(s).

Determining the "From" and "To" Lands (make working copy of application and permit(s))

PR CW

- Only the authorized POD's/POA's and/or POU's to be transferred are listed (Tables 1 & 2).
- PA application and permit tabulations (acreage) match. (*Mark on appl. and permit copies and note corrections needed*)
- ALL Mark on permit the acreage and amount of water being transferred. *POA only*

Permit Ownership

- The applicant(s) is/are the holder(s) of the permit.
- All holders of the permit have signed the application or *need Karen - got it*
- N/A If necessary, there is a notarized, signed statement of consent from permit holders other than applicant.
- N/A If necessary, the permit has been assigned to permit amendment applicant.

Evaluation Materials

- Application complete Permit Land Use form N/A Plat card
- Amendment Map Permit Map Fees paid N/A Well logs

Reviews/comments/conditions received? Watermaster N/A ODFW N/A GW

N/A Headgate When in the judgment Prior to diverting Existing and maintain

N/A Measuring Devices When in the judgment Prior to diverting Existing and maintain

Type of device, if applicable: totalizing flow meter: at new at existing and new

Injury: Yes No

Enlargement: Yes No

Conditions to avoid enlargement/injury -

ODFW conditions: N/A

GW Conditions: none

From: FRENCH Dwight W * WRD [<mailto:Dwight.W.French@oregon.gov>]
Sent: Thursday, June 27, 2019 4:34 PM
To: Larry Toll; MUCKEN Alyssa M * WRD
Cc: STARNES Patrick K * WRD; JARAMILLO Lisa J * WRD
Subject: RE: Application G-17778 (John and Karen Carter)

Larry,
From your description provided, this appears to be a typo/error that we should and can correct. I've asked Kelly Starnes to have it addressed. If he determines some other result is appropriate he'll let me know and we will correspond as necessary.
If you haven't received a corrected permit within 30 days please let me know.
Thank you for bringing this to our attention.
Dwight

Dwight French
Water Right Services Division Administrator
Oregon Water Resources Department
dwight.w.french@oregon.gov
503-986-0819



Integrity + Service + Technical Excellence + Teamwork + Forward-Looking

From: Larry Toll <Ltoll@tennesoneng.com>
Sent: Wednesday, June 26, 2019 7:18 PM
To: FRENCH Dwight W * WRD <Dwight.W.French@oregon.gov>; MUCKEN Alyssa M * WRD <Alyssa.M.Mucken@oregon.gov>
Subject: Application G-17778 (John and Karen Carter)

I believe that I have found an error on this file. When the original Permit G-17459 was issued on July 30, 2015 the time allowed to complete construction and apply water was 5 years from the day the permit was issued or July 30, 2020.

When the superseding Permit G-17619 was issued a paragraph was included stating the original permit was issued on July 30, 2015 but then lists the date for completion of construction and to apply the water is listed as July 30, 2019.

Please correct.

Larry

Larry Toll
Tennessee Engineering Corp.
3775 Crates Way
The Dalles, OR 97058



Oregon

Kate Brown, Governor

Water Resources Department

North Mall Office Building

725 Summer St NE, Suite A

Salem, OR 97301

Phone (503) 986-0900

Fax (503) 986-0904

www.wrd.state.or.us

June 15, 2016

JOHN AND KAREN CARTER
3803 PLEASANT RIDGE RD
THE DALLES, OR 97058

REFERENCE: Permit Amendment Application T-12346

Enclosed is a copy of the order approving your Permit Amendment application.

Also enclosed is a superseding permit that incorporates the amendments approved by the final order contained herein. Please read this document and abide by the requirements.

If you have any questions related to the approval of this permit amendment, you may contact your caseworker, Sarah Henderson, by telephone at (503) 986-0890 or by e-mail at Sarah.A.Henderson@wrd.state.or.us.

Sincerely,

Marissa Andrews

Water Rights Services Support

cc: Robert L. Wood, Watermaster Dist. # 3 (via email)
Irrigation District

Enclosure

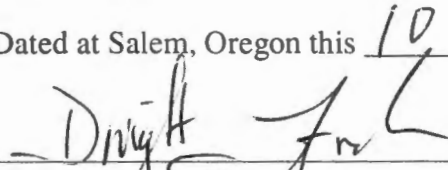
Conclusions of Law

The additional point of appropriation proposed by Permit Amendment Application T-12346 is consistent with the requirements of ORS 537.211.

Now, therefore, it is ORDERED:

1. The additional point of appropriation proposed by Permit Amendment Application T-12346 is approved.
2. Permit G-17619, in the name of John and Karen Carter, is issued to replace Permit G-17459, and incorporates the amendments approved by this order. Permit G-17459, in the name of John and Karen Carter, is no longer of any force or effect.
3. The combined quantity of water diverted at the new point of appropriation, together with that diverted at the old point of appropriation, shall not exceed the quantity of water lawfully available at the original point of appropriation.
4. Measurement devices, and recording/reporting of annual water use conditions:
 - A. Before water use may begin under this permit, the permittee shall install a totalizing flow meter at each point of appropriation. The permittee shall maintain the device in good working order.
 - B. The permittee shall allow the watermaster access to the device; provided however, where any device is located within a private structure, the watermaster shall request access upon reasonable notice.
 - C. The permittee shall keep a complete record of the volume of water diverted each month, and shall submit a report which includes water-use measurements to the Department annually or more frequently as may be required by the Director. Further, the Director may require the permittee to report general water-use information, including the place and nature of use of water under the permit.
 - D. The Director may provide an opportunity for the permittee to submit alternative measuring and reporting procedures for review and approval.
5. Water shall be acquired from the same aquifer as the original point of appropriation.
6. All other terms and conditions of Permit G-17459 remain the same.

Dated at Salem, Oregon this 10 day of June, 2016.



Dwight French, Water Right Services Administrator, for
Thomas M. Byler, Director
Oregon Water Resources Department

Mailing Date: JUN 16 2016

STATE OF OREGON

COUNTY OF WASCO

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

JOHN CARTER
KAREN CARTER
3803 PLEASANT RIDGE RD
THE DALLES, OR 97058

This superseding permit is issued to describe an amendment for an additional point of appropriation proposed under Permit Amendment Application T-12346 and approved by Special Order Vol. 101, Page 119, entered JUN 10 2016. This permit supersedes Permit G-17459.

The specific limits and conditions of the use are listed below.

APPLICATION FILE NUMBER: G-17778

SOURCE OF WATER: BARNHILL WELL (WASC 51246/L56342) AND NEW WELL IN
THREEMILE CREEK BASIN

PURPOSE OR USE: SUPPLEMENTAL IRRIGATION OF 209.5 ACRES

MAXIMUM RATE: 0.89 CUBIC FOOT PER SECOND

PERIOD OF USE: MARCH 1 THROUGH OCTOBER 1

DATE OF PRIORITY: FEBRUARY 28, 2014

WELL LOCATIONS:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
1 N	13 E	WM	27	NE NW	NEW WELL - 100 FEET SOUTH AND 1660 FEET WEST FROM THE SE CORNER OF THE SWSE OF SECTION 22
1 N	13 E	WM	27	NE NW	BARNHILL WELL - 990 FEET SOUTH AND 925 FEET WEST FROM THE N1/4 CORNER OF SECTION 27

The amount of water used for irrigation under this right, 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 and 3.0 acre-feet for each acre irrigated during the irrigation season of each year.

THE PLACE OF USE IS LOCATED AS FOLLOWS:

Twp	Rng	Mer	Sec	Q-Q	Acres
1 N	13 E	WM	22	NE NW	39.5
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Twp	Rng	Mer	Sec	Q-Q	Acres
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1 N	13 E	WM	27	NW NE	27.8
1 N	13 E	WM	27	NE NW	5.3

Permit Amendment T-12346 Conditions:

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

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B. The permittee shall allow the watermaster access to the device; provided however, where any device is located within a private structure, the watermaster shall request access upon reasonable notice.

C. The permittee shall keep a complete record of the volume of water diverted each month, and shall submit a report which includes water-use measurements to the Department annually or more frequently as may be required by the Director. Further, the Director may require the permittee to report general water-use information, including the place and nature of use of water under the permit.

D. The Director may provide an opportunity for the permittee to submit alternative measuring and reporting procedures for review and approval.

Static Water Level Conditions

The Department requires the water user to obtain, from a qualified individual (see below), and report annual static water levels for each well on the permit. The static water level shall be measured in the month of March. Reports shall be submitted to the Department within 30 days of measurement.

The permittee shall report an initial March static water-level measurement once well construction is complete and annual measurements thereafter. Annual measurements are required whether or not the well is used. The first annual measurement will establish a reference level against which future measurements will be compared. However, the Director may establish the reference level based on an analysis of other water-level data. The Director may require the user to obtain and report additional water levels each year if more data are needed to evaluate the aquifer system.

All measurements shall be made by a certified water rights examiner, registered professional geologist, registered professional engineer, licensed well constructor or pump installer licensed by the Construction Contractors Board. Measurements shall be submitted on forms provided by, or specified by, the Department. Measurements shall be made with equipment that is accurate to at least the standards specified in OAR 690-217-0045. The Department requires the individual performing the measurement to:

- A. Associate each measurement with an owner's well name or number and a Department well log ID; and
- B. Report water levels to at least the nearest tenth of a foot as depth-to-water below ground surface; and
- C. Specify the method of measurement; and
- D. Certify the accuracy of all measurements and calculations reported to the Department.

The Department may require the discontinuance of groundwater use, or reduce the rate or volume of withdrawal, from the well(s) if any of the following events occur:

- A. Annual water-level measurements reveal an average water-level decline of three or more feet per year for five consecutive years; or
- B. Annual water-level measurements reveal a water-level decline of 15 or more feet in fewer than five consecutive years; or
- C. Annual water-level measurements reveal a water-level decline of 25 or more feet; or
- D. Hydraulic interference leads to a decline of 25 or more feet in any neighboring well with senior priority.

The period of restricted use shall continue until the water level rises above the decline level which triggered the action or the Department determines, based on the permittee's and/or the Department's data and analysis, that no action is necessary because the aquifer in question can sustain the observed declines without adversely impacting the resource or causing substantial interference with senior water rights. The water user shall not allow excessive decline, as defined in Commission rules, to occur within the aquifer as a result of use under this permit. If more than one well is involved, the water user may submit an alternative measurement and reporting plan for review and approval by the Department.

Prior to using water from any well listed on this permit, the permittee shall ensure that the well has been assigned an OWRD Well Identification Number (Well ID tag), which shall be permanently attached to the well. The Well ID shall be used as a reference in any correspondence regarding the well, including any reports of water use, water level, or pump test data.

STANDARD CONDITIONS

Failure to comply with any of the provisions of this permit may result in action including, but not limited to, restrictions on the use, civil penalties, or cancellation of the permit.

If the number, location, source, or construction of any well deviates from that proposed in the permit application or required by permit conditions, this permit may be subject to cancellation, unless the Department authorizes the change in writing.

If substantial interference with surface water or a senior water right occurs due to withdrawal of water from any well listed on this permit, then use of water from the well(s) shall be discontinued or reduced and/or the schedule of withdrawal shall be regulated until or unless the Department approves or implements an alternative administrative action to mitigate the interference. The Department encourages junior and senior appropriators to jointly develop plans to mitigate interferences.

The well(s) shall be constructed and maintained in accordance with the General Standards for the Construction and Maintenance of Water Supply Wells in Oregon. The works shall be equipped with a usable access port adequate to determine water-level elevation in the well at all times.

If the riparian area is disturbed in the process of developing a point of appropriation, the permittee shall be responsible for restoration and enhancement of such riparian area in accordance with ODFW's Fish and Wildlife Habitat Mitigation Policy OAR 635-415. For purposes of mitigation, the ODFW Fish and Wildlife Habitat Mitigation Goals and Standards, OAR 635-415, shall be followed.

The use may be restricted if the quality of downstream waters decreases to the point that those waters no longer meet state or federal water quality standards due to reduced flows.

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Prior to receiving a certificate of water right, the permit holder shall submit to the Water Resources Department the results of a pump test meeting the Department's standards for each point of appropriation (well), unless an exemption has been obtained in writing under OAR 690-217. The Director may require water-level or pump-test data every ten years thereafter.


This permit is for the beneficial use of water without waste. The water user is advised that new regulations may require the use of best practical technologies or conservation practices to achieve this end.

By law, the land use associated with this water use must be in compliance with statewide land-use goals and any local acknowledged land-use plan.

The original permit was issued July 30, 2015. Completion of construction and application of the water shall be made on or before July 30, 2019. If beneficial use of permitted water has not been made before this date, the permittee may submit an application for extension of time, which may be approved based upon the merit of the application.

Within one year after making beneficial use of water, the permittee shall submit a claim of beneficial use, which includes a map and report, prepared by a Certified Water Rights Examiner.

Issued **JUN 10 2016**



Dwight French, Water Right Services Division Administrator, for
Thomas M. Byler, Director
Oregon Water Resources Department

HENDERSON Sarah A

From: John Carter <jlcarter@gorge.net>
Sent: Monday, June 06, 2016 5:43 AM
To: 'HENDERSON Sarah A'
Subject: RE: T-12346 - Permit Amendment Draft Final Order and Draft Permit

Hi Sarah,

I have reviewed the two documents you attached. They both seem accurate and require no changes.

My permit change request is pretty simple, I desire an additional point of appropriation to allow me to pump and use the water as defined in my original permit. It is difficult if not impossible to pump the water allocated from such a depth from one well. So an additional well will allow two smaller pumps to obtain the same amount of water.

Thank you for your help

John Carter

From: HENDERSON Sarah A [<mailto:sarah.a.henderson@state.or.us>]
Sent: Thursday, June 2, 2016 8:37 AM
To: jlcarter@gorge.net
Subject: T-12346 - Permit Amendment Draft Final Order and Draft Permit

Good Morning John,

Attached is the Draft Final Order and Draft Superseding Permit for your Permit Amendment T-12346.

Please review the draft carefully to see if it accurately reflects the changes you intend to make. Also I appreciate having you let me know if there are any typographical errors that you might find that I missed.

Just email me back with any questions or concerns or if everything looks good, I will get this signed immediately and out to you as soon as possible.

Have a great day.

Sarah

Sarah Henderson | Transfer Specialist, Transfer and Conservation Division
Water Resources Department | 725 Summer St. NE, Suite A | Salem, Oregon 97301
Ph: 503.986.0890 | Fax: 503.986.0901
Email: sarah.a.henderson@state.or.us | Web: <http://www.wrd.state.or.us>

HENDERSON Sarah A

From: HENDERSON Sarah A
Sent: Thursday, June 02, 2016 8:37 AM
To: jlcarter@gorge.net
Subject: T-12346 - Permit Amendment Draft Final Order and Draft Permit
Attachments: 12346-draft final order.pdf; 12346-draft-superseding-permit.pdf

Good Morning John,

Attached is the Draft Final Order and Draft Superseding Permit for your Permit Amendment T-12346.

Please review the draft carefully to see if it accurately reflects the changes you intend to make. Also I appreciate having you let me know if there are any typographical errors that you might find that I missed.

Just email me back with any questions or concerns or if everything looks good, I will get this signed immediately and out to you as soon as possible.

Have a great day.

Sarah

Sarah Henderson | Transfer Specialist, Transfer and Conservation Division
Water Resources Department | 725 Summer St. NE, Suite A | Salem, Oregon 97301
Ph: 503.986.0890 | Fax: 503.986.0901
Email: sarah.a.henderson@state.or.us | Web: <http://www.wrd.state.or.us>

**BEFORE THE WATER RESOURCES DEPARTMENT
OF THE
STATE OF OREGON**

In the Matter of Permit Amendment
T-12346, Wasco County

)
)
)
)
)

DRAFT
FINAL ORDER
APPROVING AN ADDITIONAL
POINTS OF APPROPRIATION

Authority

Oregon Revised Statute (ORS) 537.211 establishes the process in which a water right permit holder may submit a request to change the point of appropriation and/or place of use authorized under an existing water right permit.

Applicant

JOHN AND KAREN CARTER
3803 PLEASANT RIDGE RD
THE DALLES, OR 97058

Findings of Fact

1. On April 19, 2016, JOHN AND KAREN CARTER filed an application for an additional point of appropriation under Permit G-17459. The Department assigned the application number T-12346.
2. Notice of the application for the permit amendment was published in the Department's weekly notice on April 26, 2016, pursuant to ORS 540.520(5). No comments were filed in response to the notice.
3. Permit Amendment Application T-12346 proposes an additional point of appropriation approximately 0.2 mile from the existing point of appropriation to:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
1 N	13 E	WM	27	NE NW	100 FEET SOUTH AND 1660 FEET WEST FROM THE SE CORNER OF THE SWSE OF SECTION 22

Permit Amendment Review Criteria

4. The change would not result in injury to other water rights.
5. The change does not enlarge the permit.
6. The change does not alter any other terms of the permit.

This is a final order in other than contested case. This order is subject to judicial review under ORS 183.484. Any petition for judicial review must be filed within the 60 day time period specified by ORS 183.484(2). Pursuant to ORS 536.075 and OAR 137-004-0080 and OAR 690-01-0005 you may either petition for judicial review or petition the Director for reconsideration of this order. A petition for reconsideration may be granted or denied by the Director, and if no action is taken within 60 days following the date the petition was filed, the petition shall be deemed denied.

Conclusions of Law

The additional point of appropriation proposed by Permit Amendment Application T-12346 is consistent with the requirements of ORS 537.211.

Now, therefore, it is ORDERED:

1. The additional point of appropriation proposed by Permit Amendment Application T-12346 is approved.
2. Permit G-xxxxx, in the name of John and Karen Carter, is issued to replace Permit G-17459, and incorporates the amendments approved by this order. Permit G-17459, in the name of John and Karen Carter, is no longer of any force or effect.
3. The combined quantity of water diverted at the new point of appropriation, together with that diverted at the old point of appropriation, shall not exceed the quantity of water lawfully available at the original point of appropriation.
4. Measurement devices, and recording/reporting of annual water use conditions:
 - A. Before water use may begin under this permit, the permittee shall install a totalizing flow meter at each point of appropriation. The permittee shall maintain the device in good working order.
 - B. The permittee shall allow the watermaster access to the device; provided however, where any device is located within a private structure, the watermaster shall request access upon reasonable notice.
 - C. The permittee shall keep a complete record of the volume of water diverted each month, and shall submit a report which includes water-use measurements to the Department annually or more frequently as may be required by the Director. Further, the Director may require the permittee to report general water-use information, including the place and nature of use of water under the permit.
 - D. The Director may provide an opportunity for the permittee to submit alternative measuring and reporting procedures for review and approval.
5. Water shall be acquired from the same aquifer as the original point of appropriation.
6. All other terms and conditions of Permit G-17459 remain the same.

Dated at Salem, Oregon this _____ day of _____, 2016.

DRAFT

Dwight French, Water Right Services Administrator, for
Thomas M. Byler, Director
Oregon Water Resources Department

Mailing Date: _____

STATE OF OREGON

COUNTY OF WASCO

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

JOHN CARTER
KAREN CARTER
3803 PLEASANT RIDGE RD
THE DALLES, OR 97058

This superseding permit is issued to describe an amendment for an additional point of appropriation proposed under Permit Amendment Application T-12346 and approved by Special Order Vol. 101, Page _____, entered _____. This permit supersedes Permit G-17459.

The specific limits and conditions of the use are listed below.

APPLICATION FILE NUMBER: G-17778

SOURCE OF WATER: BARNHILL WELL (WASC 51246/L56342) AND NEW WELL IN
THREEMILE CREEK BASIN

PURPOSE OR USE: SUPPLEMENTAL IRRIGATION OF 209.5 ACRES

MAXIMUM RATE: 0.89 CUBIC FOOT PER SECOND

PERIOD OF USE: MARCH 1 THROUGH OCTOBER 1

DATE OF PRIORITY: FEBRUARY 28, 2014

WELL LOCATIONS:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
1 N	13 E	WM	27	NE NW	NEW WELL - 100 FEET SOUTH AND 1660 FEET WEST FROM THE SE CORNER OF THE SWSE OF SECTION 22
1 N	13 E	WM	27	NE NW	BARNHILL WELL - 990 FEET SOUTH AND 925 FEET WEST FROM THE N1/4 CORNER OF SECTION 27

The amount of water used for irrigation under this right, 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 and 3.0 acre-feet for each acre irrigated during the irrigation season of each year.

THE PLACE OF USE IS LOCATED AS FOLLOWS:

Twp	Rng	Mer	Sec	Q-Q	Acres
1 N	13 E	WM	22	NE NW	39.5
1 N	13 E	WM	22	SE NW	36.5
1 N	13 E	WM	22	NE SW	33.2
1 N	13 E	WM	22	SE SW	21.2

Twp	Rng	Mer	Sec	Q-Q	Acres
1 N	13 E	WM	22	NW SE	6.7
1 N	13 E	WM	22	SW SE	36.9
1 N	13 E	WM	22	SE SE	2.4
1 N	13 E	WM	27	NW NE	27.8
1 N	13 E	WM	27	NE NW	5.3

Permit Amendment T-12346 Conditions:

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

Water shall be acquired from the same aquifer as the original point of appropriation.

Measurement devices, and recording/reporting of annual water use conditions:

- A. Before water use may begin under this permit, the permittee shall install a totalizing flow meter at each point of appropriation. The permittee shall maintain the device in good working order.
- B. The permittee shall allow the watermaster access to the device; provided however, where any device is located within a private structure, the watermaster shall request access upon reasonable notice.
- C. The permittee shall keep a complete record of the volume of water diverted each month, and shall submit a report which includes water-use measurements to the Department annually or more frequently as may be required by the Director. Further, the Director may require the permittee to report general water-use information, including the place and nature of use of water under the permit.
- D. The Director may provide an opportunity for the permittee to submit alternative measuring and reporting procedures for review and approval.

Static Water Level Conditions

The Department requires the water user to obtain, from a qualified individual (see below), and report annual static water levels for each well on the permit. The static water level shall be measured in the month of March. Reports shall be submitted to the Department within 30 days of measurement.

The permittee shall report an initial March static water-level measurement once well construction is complete and annual measurements thereafter. Annual measurements are required whether or not the well is used. The first annual measurement will establish a reference level against which future measurements will be compared. However, the Director may establish the reference level based on an analysis of other water-level data. The Director may require the user to obtain and report additional water levels each year if more data are needed to evaluate the aquifer system.

All measurements shall be made by a certified water rights examiner, registered professional geologist, registered professional engineer, licensed well constructor or pump installer licensed by the Construction Contractors Board. Measurements shall be submitted on forms provided by, or specified by, the Department. Measurements shall be made with equipment that is accurate to at least the standards specified in OAR 690-217-0045. The Department requires the individual performing the measurement to:

- A. Associate each measurement with an owner's well name or number and a Department well log ID; and
- B. Report water levels to at least the nearest tenth of a foot as depth-to-water below ground surface; and
- C. Specify the method of measurement; and
- D. Certify the accuracy of all measurements and calculations reported to the Department.

The Department may require the discontinuance of groundwater use, or reduce the rate or volume of withdrawal, from the well(s) if any of the following events occur:

- A. Annual water-level measurements reveal an average water-level decline of three or more feet per year for five consecutive years; or
- B. Annual water-level measurements reveal a water-level decline of 15 or more feet in fewer than five consecutive years; or
- C. Annual water-level measurements reveal a water-level decline of 25 or more feet; or
- D. Hydraulic interference leads to a decline of 25 or more feet in any neighboring well with senior priority.

The period of restricted use shall continue until the water level rises above the decline level which triggered the action or the Department determines, based on the permittee's and/or the Department's data and analysis, that no action is necessary because the aquifer in question can sustain the observed declines without adversely impacting the resource or causing substantial interference with senior water rights. The water user shall not allow excessive decline, as defined in Commission rules, to occur within the aquifer as a result of use under this permit. If more than one well is involved, the water user may submit an alternative measurement and reporting plan for review and approval by the Department.

Prior to using water from any well listed on this permit, the permittee shall ensure that the well has been assigned an OWRD Well Identification Number (Well ID tag), which shall be permanently attached to the well. The Well ID shall be used as a reference in any correspondence regarding the well, including any reports of water use, water level, or pump test data.

STANDARD CONDITIONS

Failure to comply with any of the provisions of this permit may result in action including, but not limited to, restrictions on the use, civil penalties, or cancellation of the permit.

If the number, location, source, or construction of any well deviates from that proposed in the permit application or required by permit conditions, this permit may be subject to cancellation, unless the Department authorizes the change in writing.

If substantial interference with surface water or a senior water right occurs due to withdrawal of water from any well listed on this permit, then use of water from the well(s) shall be discontinued or reduced and/or the schedule of withdrawal shall be regulated until or unless the Department approves or implements an alternative administrative action to mitigate the interference. The Department encourages junior and senior appropriators to jointly develop plans to mitigate interferences.

The well(s) shall be constructed and maintained in accordance with the General Standards for the Construction and Maintenance of Water Supply Wells in Oregon. The works shall be equipped with a usable access port adequate to determine water-level elevation in the well at all times.

If the riparian area is disturbed in the process of developing a point of appropriation, the permittee shall be responsible for restoration and enhancement of such riparian area in accordance with ODFW's Fish and Wildlife Habitat Mitigation Policy OAR 635-415. For purposes of mitigation, the ODFW Fish and Wildlife Habitat Mitigation Goals and Standards, OAR 635-415, shall be followed.

The use may be restricted if the quality of downstream waters decreases to the point that those waters no longer meet state or federal water quality standards due to reduced flows.

Where two or more water users agree among themselves as to the manner of rotation in the use of water and such agreement is placed in writing and filed by such water users with the watermaster, and such rotation system does not infringe upon such prior rights of any water user not a party to such rotation plan, the watermaster shall distribute the water according to such agreement.

Prior to receiving a certificate of water right, the permit holder shall submit to the Water Resources Department the results of a pump test meeting the Department's standards for each point of appropriation (well), unless an exemption has been obtained in writing under OAR 690-217. The Director may require water-level or pump-test data every ten years thereafter.

This permit is for the beneficial use of water without waste. The water user is advised that new regulations may require the use of best practical technologies or conservation practices to achieve this end.

By law, the land use associated with this water use must be in compliance with statewide land-use goals and any local acknowledged land-use plan.

The original permit was issued July 30, 2015. Completion of construction and application of the water shall be made on or before July 30, 2019. If beneficial use of permitted water has not been made before this date, the permittee may submit an application for extension of time, which may be approved based upon the merit of the application.

Within one year after making beneficial use of water, the permittee shall submit a claim of beneficial use, which includes a map and report, prepared by a Certified Water Rights Examiner.

Issued _____

Dwight French, Water Right Services Division Administrator, for
Thomas M. Byler, Director
Oregon Water Resources Department

STATE OF OREGON

COUNTY OF WASCO

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

JOHN CARTER
KAREN CARTER
3803 PLEASANT RIDGE RD
THE DALLES, OR 97058

The specific limits and conditions of the use are listed below.

APPLICATION FILE NUMBER: G-17778

SOURCE OF WATER: BARNHILL WELL (WASC 51246/L56342) IN THREEMILE CREEK BASIN

PURPOSE OR USE: SUPPLEMENTAL IRRIGATION OF 209.5 ACRES

MAXIMUM RATE: 0.89 CUBIC FOOT PER SECOND

PERIOD OF USE: MARCH 1 THROUGH OCTOBER 1

DATE OF PRIORITY: FEBRUARY 28, 2014

WELL LOCATION: NE ¼ NW ¼, SECTION 27, T1N, R13E, W.M.; 990 FEET SOUTH AND 925 FEET WEST FROM N1/4 CORNER, SECTION 27

The amount of water used for irrigation under this right, 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 and 3.0 acre-feet for each acre irrigated during the irrigation season of each year.

THE PLACE OF USE IS LOCATED AS FOLLOWS:

- NE ¼ NW ¼ 39.5 ACRES
- SE ¼ NW ¼ 36.5 ACRES
- NE ¼ SW ¼ 33.2 ACRES
- SE ¼ SW ¼ 21.2 ACRES
- NW ¼ SE ¼ 6.7 ACRES
- SW ¼ SE ¼ 36.9 ACRES
- SE ¼ SE ¼ 2.4 ACRES

SECTION 22

TOWNSHIP 1 NORTH, RANGE 13 EAST, W.M.

Handwritten: APOA all acres

Handwritten: new # G-17619

NW ¼ NE ¼ 27.8 ACRES
NE ¼ NW ¼ 5.3 ACRES
SECTION 27
TOWNSHIP 1 NORTH, RANGE 13 EAST, W.M.

Measurement devices, and recording/reporting of annual water use conditions:

- A. Before water use may begin under this permit, the permittee shall install a totalizing flow meter at each point of appropriation. The permittee shall maintain the device in good working order.
- B. The permittee shall allow the watermaster access to the device; provided however, where any device is located within a private structure, the watermaster shall request access upon reasonable notice.
- C. The permittee shall keep a complete record of the volume of water diverted each month, and shall submit a report which includes water-use measurements to the Department annually or more frequently as may be required by the Director. Further, the Director may require the permittee to report general water-use information, including the place and nature of use of water under the permit.
- D. The Director may provide an opportunity for the permittee to submit alternative measuring and reporting procedures for review and approval.

Static Water Level Conditions

The Department requires the water user to obtain, from a qualified individual (see below), and report annual static water levels for each well on the permit. The static water level shall be measured in the month of March. Reports shall be submitted to the Department within 30 days of measurement.

The permittee shall report an initial March static water-level measurement once well construction is complete and annual measurements thereafter. Annual measurements are required whether or not the well is used. The first annual measurement will establish a reference level against which future measurements will be compared. However, the Director may establish the reference level based on an analysis of other water-level data. The Director may require the user to obtain and report additional water levels each year if more data are needed to evaluate the aquifer system.

All measurements shall be made by a certified water rights examiner, registered professional geologist, registered professional engineer, licensed well constructor or pump installer licensed by the Construction Contractors Board. Measurements shall be submitted on forms provided by, or specified by, the Department. Measurements shall be made with equipment that is accurate to at least the standards specified in OAR 690-217-0045. The Department requires the individual performing the measurement to:

- A. Associate each measurement with an owner's well name or number and a Department well log ID; and
- B. Report water levels to at least the nearest tenth of a foot as depth-to-water below ground surface; and
- C. Specify the method of measurement; and
- D. Certify the accuracy of all measurements and calculations reported to the Department.

The Department may require the discontinuance of groundwater use, or reduce the rate or volume of withdrawal, from the well(s) if any of the following events occur:

- A. Annual water-level measurements reveal an average water-level decline of three or more feet per year for five consecutive years; or
- B. Annual water-level measurements reveal a water-level decline of 15 or more feet in fewer than five consecutive years; or
- C. Annual water-level measurements reveal a water-level decline of 25 or more feet; or
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The period of restricted use shall continue until the water level rises above the decline level which triggered the action or the Department determines, based on the permittee's and/or the Department's data and analysis, that no action is necessary because the aquifer in question can sustain the observed declines without adversely impacting the resource or causing substantial interference with senior water rights. The water user shall not allow excessive decline, as defined in Commission rules, to occur within the aquifer as a result of use under this permit. If more than one well is involved, the water user may submit an alternative measurement and reporting plan for review and approval by the Department.

Prior to using water from any well listed on this permit, the permittee shall ensure that the well has been assigned an OWRD Well Identification Number (Well ID tag), which shall be permanently attached to the well. The Well ID shall be used as a reference in any correspondence regarding the well, including any reports of water use, water level, or pump test data.

STANDARD CONDITIONS

Failure to comply with any of the provisions of this permit may result in action including, but not limited to, restrictions on the use, civil penalties, or cancellation of the permit.

If the number, location, source, or construction of any well deviates from that proposed in the permit application or required by permit conditions, this permit may be subject to cancellation, unless the Department authorizes the change in writing.

If substantial interference with surface water or a senior water right occurs due to withdrawal of water from any well listed on this permit, then use of water from the well(s) shall be discontinued or reduced and/or the schedule of withdrawal shall be regulated until or unless the Department approves or implements an alternative administrative action to mitigate the interference. The Department encourages junior and senior appropriators to jointly develop plans to mitigate interferences.

The well(s) shall be constructed and maintained in accordance with the General Standards for the Construction and Maintenance of Water Supply Wells in Oregon. The works shall be equipped with a usable access port adequate to determine water-level elevation in the well at all times.

If the riparian area is disturbed in the process of developing a point of appropriation, the permittee shall be responsible for restoration and enhancement of such riparian area in accordance with ODFW's Fish and Wildlife Habitat Mitigation Policy OAR 635-415. For purposes of mitigation, the ODFW Fish and Wildlife Habitat Mitigation Goals and Standards, OAR 635-415, shall be followed.

The use may be restricted if the quality of downstream waters decreases to the point that those waters no longer meet state or federal water quality standards due to reduced flows.

Where two or more water users agree among themselves as to the manner of rotation in the use of water and such agreement is placed in writing and filed by such water users with the watermaster, and such rotation system does not infringe upon such prior rights of any water user not a party to such rotation plan, the watermaster shall distribute the water according to such agreement.

Prior to receiving a certificate of water right, the permit holder shall submit to the Water Resources Department the results of a pump test meeting the Department's standards for each point of appropriation (well), unless an exemption has been obtained in writing under OAR 690-217. The Director may require water-level or pump-test data every ten years thereafter.

This permit is for the beneficial use of water without waste. The water user is advised that new regulations may require the use of best practical technologies or conservation practices to achieve this end.

By law, the land use associated with this water use must be in compliance with statewide land-use goals and any local acknowledged land-use plan.

Completion of construction and application of the water shall be made within five years of the date of permit issuance. If beneficial use of permitted water has not been made before this date, the permittee may submit an application for extension of time, which may be approved based upon the merit of the application.

Within one year after making beneficial use of water, the permittee shall submit a claim of beneficial use, which includes a map and report, prepared by a Certified Water Rights Examiner.

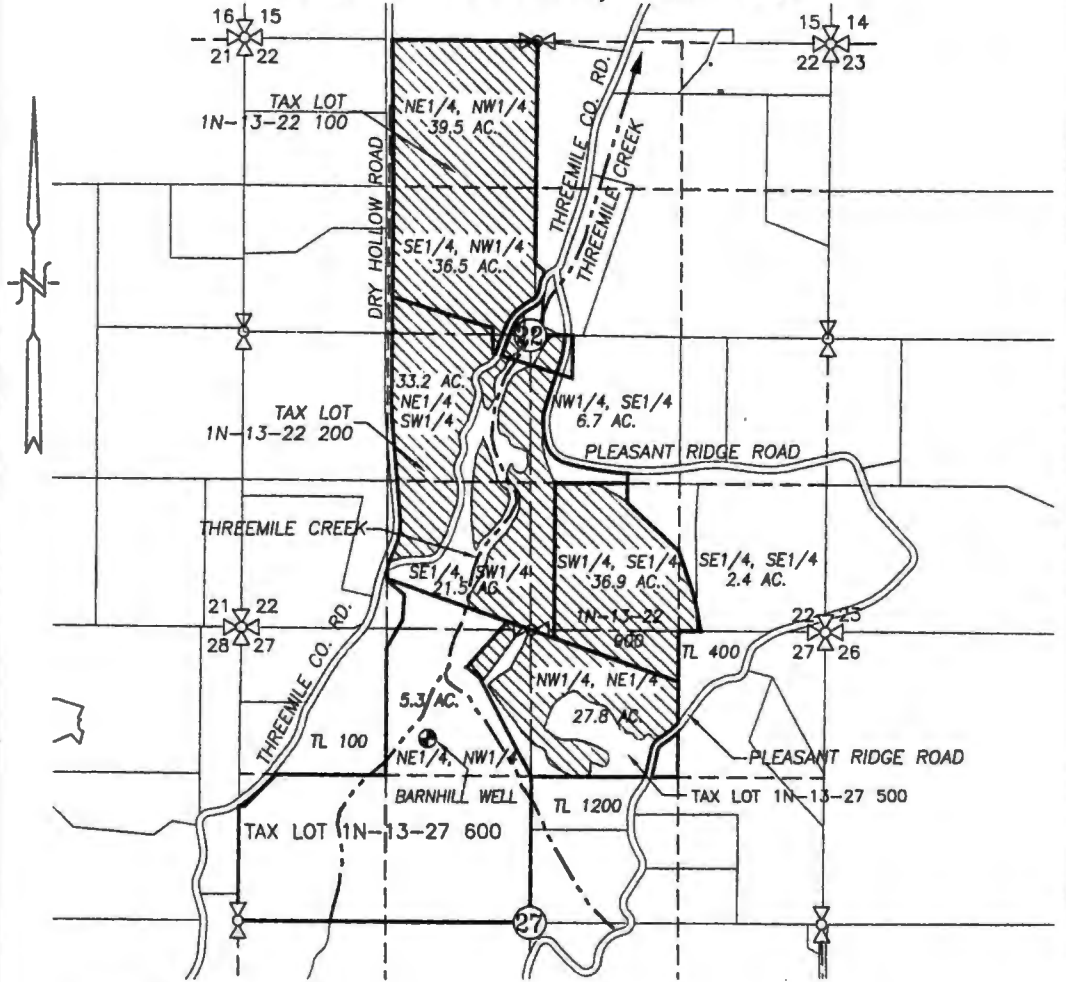
Issued

July 30 2015

E. Timothy Wallin

E. Timothy Wallin, Water Rights Program Manager
for Thomas M. Byler, Director

SECTIONS 22 & 27, TWP.1 N. RANGE 13 E. W.M.
WASCO COUNTY, OREGON



LEGEND :

- BARNHILL WELL & METER (WASC 51246): 990' S. & 925' W. OF N1/4 COR. SEC. 27
- SUPPLEMENTAL APPLICATION AREA = 209.8 ACRES
- 4" IRRIGATION MAIN
- CREEK WITH DIRECTIONAL FLOW

RECEIVED BY OWRI

FEB 28 2014

WATER RIGHT

SALEM, OR

GROUNDWATER APPLICATION MAP

SCALE: 1" = 1320'



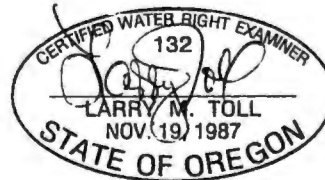
APPLICATION No. _____

PERMIT No. _____

IN THE NAME OF:

JOHN CARTER

DATE: FEBRUARY 13, 2014



EXPIRES: 06/30/2014

BY: **TENNESON ENGINEERING CORP.**

3775 CRATES WAY
THE DALLES, OREGON. 97058
PH. 541-296-9177
FAX 541-296-6657



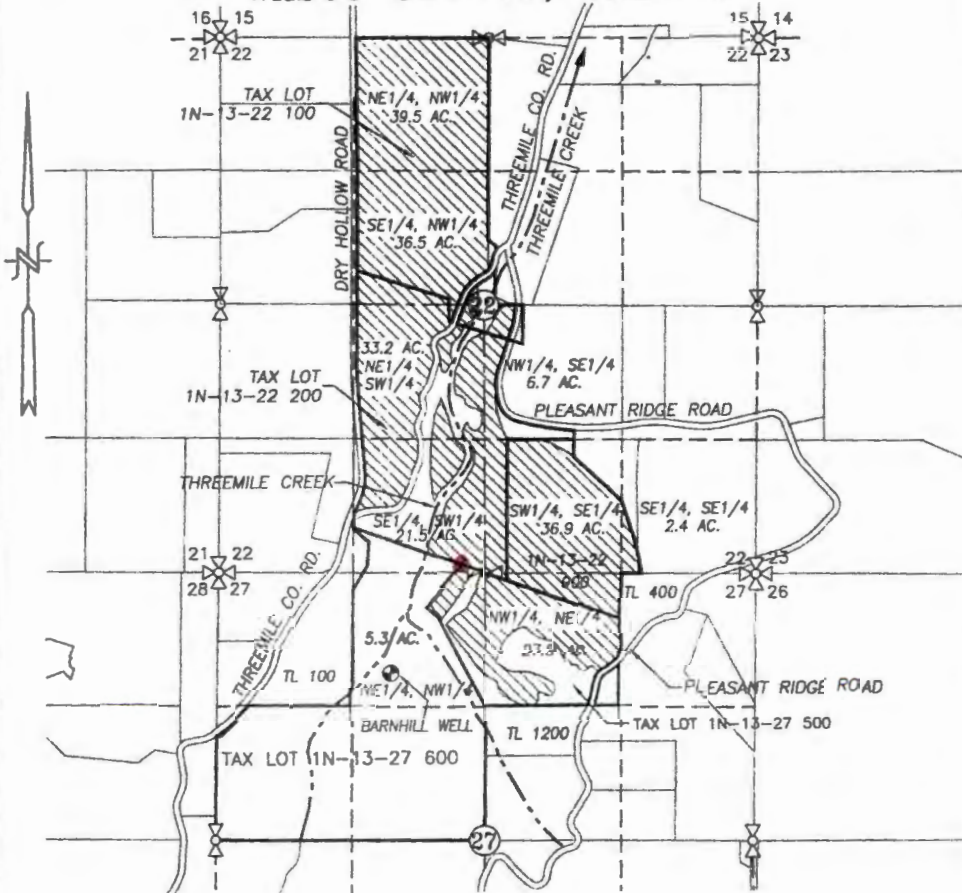
NOTE:

"THIS MAP IS NOT INTENDED TO PROVIDE DIMENSIONS OR LOCATIONS OF PROPERTY OWNERSHIP LINES."

G-17780

W.O. #13699wr

SECTIONS 22 & 27, TWP.1 N. RANGE 13 E. W.M.
WASCO COUNTY, OREGON



proposed well
45.54780
-121.17945
1N13E Sec 22
SE SW

EXISTING
BARNHILL WELL
45.54529
-121.18011
1N13E Sec 27
NENW

LEGEND:

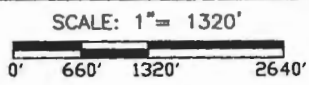
- ⊕ BARNHILL WELL & METER (WASC 51246): 990' S. & 925' W. OF N1/4 COR. SEC. 27
- SUPPLEMENTAL APPLICATION AREA = 209.8 ACRES
- - - 4" IRRIGATION MAIN
- CREEK WITH DIRECTIONAL FLOW

RECEIVED BY DWB

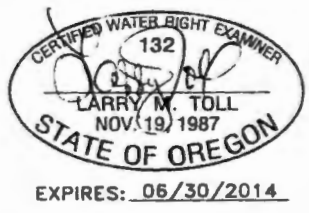
FEB 28 2014

SALEM, OR

WATER RIGHT
GROUNDWATER APPLICATION MAP



APPLICATION No. _____
 PERMIT No. _____
 IN THE NAME OF:
 JOHN CARTER
 DATE: FEBRUARY 13, 2014



EXPIRES: 06/30/2014

BY: **TENNESON ENGINEERING CORP.**
 3775 CRATES WAY
 THE DALLES, OREGON. 97058
 PH. 541-296-9177
 FAX 541-296-6657



NOTE:
 "THIS MAP IS NOT INTENDED TO
 PROVIDE DIMENSIONS OR LOCATIONS
 OF PROPERTY OWNERSHIP LINES."

G-1770 W.O. #13699wr

FILE COPY

T 12346



State of Oregon
 Water Resources Department
 725 Summer Street NE, Suite A
 Salem, Oregon 97301-1266
 (503) 986-0900

Application for Permit Amendment

Part 1 of 5 – Minimum Requirements Checklist

This permit amendment 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 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. If you have questions, call Customer Service at (503) 986-0801.
- ✓ Part 4 – Completed Applicant Information and Signature.
- ✓ Part 5 – Information about Permits to be Amended: **Number of permits to be amended:** 1
List them here: G-17459
 Please include a separate Part 5 for each permit. (See instructions on page 6)
- ✓ Completed Permit Amendment Application Map (Does not have to be prepared by a Certified Water Right Examiner).
- N/A N/A Request for Assignment Form and statutory fee. The request for assignment form has to be completed if the applicant is **not** the permit holder of record and needs to be assigned to the permit; **or** the landowner of the proposed place of use is **not** the permit holder of record and needs to be assigned to the permit (the Request for Assignment Form is available online at http://www.oregon.gov/owrd/pubs/docs/forms/req_assign_8_21_09.pdf). Assignment is not needed if the applicant is the permit holder of record.
- ✓ N/A Affidavit(s) of Consent are required from all permit holder(s) of record if the permit is not assigned to the applicant, **or** other permit holders of record that are not listed as applicants.
- ✓ N/A Land Use Information Form with approval and signature (or signed land use form receipt stub). Land use form is not required if any of the following apply:
 - Water is to be diverted, conveyed, and/or used only on federal lands.
 - 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.
 - The proposed changes are all located on the property reviewed in Land Use form enclosed in Water Right Application Folder # _____.
- ✓ N/A Water Well Report/Well Log for changes in point(s) of appropriation (well(s)) or additional point(s) of appropriation.

RECEIVED BY OWRD
 APR 19 2015
 SALEM, OR

(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"/> Assignment Form and fee not enclosed/insufficient
<input type="checkbox"/> Additional signature(s) required	Part _____ is incomplete
Other/Explanation _____	
Staff: _____ 503-986-0 _____	Date: ____/____/____

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Part 4 of 5 – Applicant Information and Signature

Applicant Information

APPLICANT/BUSINESS NAME <i>John & Karen Carter</i>		PHONE NO. <i>(541) 993-2685</i>	ADDITIONAL CONTACT NO. <i>(541) 296-9313</i>
ADDRESS <i>3803 Pleasant Ridge Rd</i>		FAX NO.	
CITY <i>The Dalles</i>	STATE <i>OR</i>	ZIP <i>97058</i>	E-MAIL <i>JLCARTER@GORGE.NET</i>
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.			

Explain in your own words what you propose to accomplish with this transfer application, and why:
Add additional point of appropriation to more efficiently and completely obtain water from wells to irrigate orchard

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

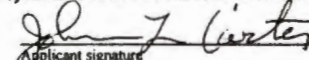
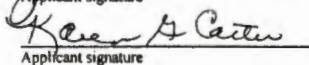
Check this box if this project is fully or partially funded by the American Recovery and Reinvestment Act. (Federal stimulus dollars)

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.

I understand that 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: *The Dalles*

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

 Applicant signature	<i>John L. Carter Owner</i> Print Name (and Title if applicable)	<u><i>5/26/16</i></u> Date
 Applicant signature	<i>Karen Carter Owner</i> Print Name (and Title if applicable)	<u><i>5-26-16</i></u> Date

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

Amended page

Part 4 of 5 – Applicant Information and Signature

Applicant Information

APPLICANT/BUSINESS NAME <i>CARTER ORCHARDS LLC</i>		PHONE NO. <i>(541) 296-9313</i>	ADDITIONAL CONTACT NO. <i>(541) 993-2585</i>
ADDRESS <i>3803 PLEASANT RIDGE RD</i>		FAX NO.	
CITY <i>The Dalles</i>	STATE <i>OR</i>	ZIP <i>97058</i>	E-MAIL <i>JL.CARTER@GORGEE.NET</i>
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.			

Karen + John Carter

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.			

Explain in your own words what you propose to accomplish with this permit amendment; and why:
CAPACITY Decline in FLINN Well. Barn Hill well uses about 50% of WATER Right. Add NEW Well (AFOA) To INCREASE pumping CAPACITY and return to previous pumping rates.

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

Check this box if this project is fully or partially funded by the American Recovery and Reinvestment Act. (Federal stimulus dollars)

Is the applicant the permit holder of record? Yes No

If NO, include either:

- A completed assignment form (with required statutory assignment fee), assigning all or a portion of the permit to the applicant(s), OR
- An affidavit of consent from the permit holder(s) of record that gives permission for the applicant to amend the permit.

I understand that prior to Department approval of the permit amendment, 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 permit 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: *The Dalles Chronicle*

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

Orchards LLC By *John Carter* *John Carter owner* *4/15/16*
 Applicant Signature Print Name (and Title if applicable) Date

need Karen sign
 Applicant Signature Print Name (and Title if applicable) Date

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T-12346

Business Name Search

[New Search](#) [Printer Friendly](#)

Business Entity Data

05-18-2016
14:07

Registry Nbr	Entity Type	Entity Status	Jurisdiction	Registry Date	Next Renewal Date	Renewal Due?
1061024-94	DLLC	ACT	OREGON	11-10-2014	11-10-2016	
Entity Name		CARTER ORCHARDS, LLC				
Foreign Name						

[New Search](#) [Printer Friendly](#)

Associated Names

Type	PRINCIPAL PLACE OF BUSINESS					
Addr 1	3803 PLEASANT RIDGE RD					
Addr 2						
CSZ	THE DALLES	OR	97058	Country	UNITED STATES OF AMERICA	

Please click [here](#) for general information about registered agents and service of process.

Type	AGT	REGISTERED AGENT	Start Date	11-10-2014	Resign Date
Name	JOHN	L	CARTER		
Addr 1	3803 PLEASANT RIDGE RD				
Addr 2					
CSZ	THE DALLES	OR	97058	Country	UNITED STATES OF AMERICA

Type	MAILING ADDRESS					
Addr 1	3803 PLEASANT RIDGE ROAD					
Addr 2						
CSZ	THE DALLES	OR	97058	Country	UNITED STATES OF AMERICA	

Type	MGR	MANAGER	Resign Date
Name	KAREN	GAY	CARTER
Addr 1	3803 PLEASANT RIDGE ROAD		
Addr 2			
CSZ	THE DALLES	OR	97058
Country	UNITED STATES OF AMERICA		

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Name History



Business Entity Name	Name Type	Name Status	Start Date	End Date
CARTER ORCHARDS, LLC	EN	CUR	11-10-2014	

Please read before ordering Copies.

[New Search](#)

[Printer Friendly](#)

Summary History

Image Available	Action	Transaction Date	Effective Date	Status	Name/Agent Change	Dissolved By
	AMENDED ANNUAL REPORT	11-10-2015		FI		
	ARTICLES OF ORGANIZATION	11-10-2014		FI	Agent	

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For comments or suggestions regarding the operation of this site,
please contact : corporation.division@state.or.us

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Part 2 of 5 – Permit Amendment Map Checklist

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

Please be sure that the map you submit includes all the items listed below and meets the requirements of OAR 690-380-3100, however, the map does not have to be prepared by a Certified Water Right Examiner. Check all boxes that apply.

- N/A N/A If **more than three** permits are involved, separate maps for each permit.
- ✓ 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 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 use permit, 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 permit is being changed, a separate hachuring is needed for the portion of the permit left unchanged.
- N/A N/A If you are proposing a change in place of use, show the proposed place of use with hachuring that includes separate hachuring for each permit, 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 use 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

SALEM, OR

FEE WORKSHEET for PERMIT AMENDMENT			
1	Base Fee (includes one type of change to one permit for up to 1 cfs)	1	\$1,000
2	Types of change proposed: <input type="checkbox"/> Place of Use <input checked="" type="checkbox"/> Point of Diversion/Appropriation Number of above boxes checked = <u>1</u> (2a) Subtract 1 from the number in line 2a = <u>0</u> (2b) <i>If only one change, this will be 0</i> Multiply line 2b by \$800 and enter » » » » » » » » » » » » » » » »	2	- 0 -
3	Number of permits included in Permit Amendment <u>1</u> (3a) Subtract 1 from the number in line 3a: <u>0</u> (3b) <i>If only one permit this will be 0</i> Multiply line 3b by \$450 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 \$350 »	4	350
5	Do you propose to change the place of use? <input checked="" type="checkbox"/> No: enter 0 on line 5 » <input type="checkbox"/> Yes: enter the cfs for the portions of the permits to be amended (see example below*): _____ (5a) Subtract 1.0 from the number in 5a above: _____ (5b) If 5b is 0, enter 0 on line 5 » If 5b is greater than 0, round up to the nearest whole number: _____ (5c) and multiply 5c by \$300, then enter on line 5 » » » » » » » » » » » » » » » »	5	- 0 -
6	Add entries on lines 1 through 5 above » » » » » » » » » » » » » » » » Subtotal:	6	1350
7	Is this permit amendment: <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 » » » » » » » » » » » » Permit Amendment Fee:	8	\$1350

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

- For irrigation calculate cfs for each permit involved as follows:
 - Divide total authorized cfs by total acres in the permit (for S-12345, 1.25 cfs ÷ 100 ac); then multiply by the number of acres to be changed to get the application cfs (x 45 ac = 0.56 cfs).
 - If the water right permit 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 S-87654, 45.0 ac x 0.0125 cfs/ac = 0.56 cfs)
- Add cfs for the portions of permits on all the land included in the application; however **do not count cfs for supplemental permits on acreage for which you have already calculated the cfs fee for the primary permit on the same land.** The fee should be assessed only once for each “on the ground” acre included in the application. (In this example, blank 5a would be only 0.56 cfs, since both permits serve the same 45.0 acres. Blank 5b would be 0 and Line 5 would then also become 0).

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Check one of the following:

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

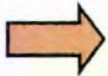
Check the appropriate box, if applicable:

- Check here if any of the permits proposed for amendment are or will be located within or served by an irrigation or other water district.

IRRIGATION DISTRICT NAME <i>The Dallas Irrigation District</i>	ADDRESS <i>3503 OLNEY RD</i>	
CITY <i>The Dallas</i>	STATE <i>TX</i>	ZIP <i>752058</i>

- Check here if water for any of the permits 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 or used.

ENTITY NAME <i>Wash County</i>	ADDRESS <i>2705 E. 2nd St</i>	
CITY <i>The Dallas</i>	STATE <i>TX</i>	ZIP <i>752058</i>

ENTITY NAME	ADDRESS	
CITY	STATE	ZIP

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INSTRUCTIONS for editing the Application Form

- 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~~ 6 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.

Part 5 of 5 – Water Use Permit Information

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

PERMIT # G-17459

Table 1. Location of Authorized and Proposed Point(s) of Diversion (POD) or Appropriation (POA)
(Note: If the POD/POA name is not specified in the permit, assign it a name or number here.)

POD/POA Name or Number	Is this POD/POA Authorized by the permit 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)
NEW Well	<input type="checkbox"/> Authorized <input checked="" type="checkbox"/> Proposed	START CARD 206346	1 N	13 E	27	NE NW	500	100 FT S AND 1660 FT W FROM SE CORNER SW ¼ SE ¼ 4
BARN Hill Well	<input checked="" type="checkbox"/> Authorized <input type="checkbox"/> Proposed	NASC51246 156342	1 N	13 E	27	NE NW	600	990 FT SOUTH AND 925 FT WEST FROM N ¼ CORNER SEC 27
	<input type="checkbox"/> Authorized <input type="checkbox"/> Proposed							
	<input type="checkbox"/> Authorized <input type="checkbox"/> Proposed							

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

- Place of Use (POU)
- Point of Diversion (POD)
- Additional Point of Diversion (APOD)
- Point of Appropriation/Well (POA)
- Additional Point of Appropriation (APOA)
- Surface water POD to Ground Water POA (SW/GW)

Will all of the proposed changes affect the entire water use permit?

- 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 permit to be changed.

For a change in place of use:

Does the permit holder of record own or control the land TO which the place of use is being moved?

Yes No

If NO, the landowner of the land TO which the place of use is being moved must be assigned to the permit as a permit holder of record by submitting a completed Request for Assignment form and the required statutory fee for an assignment.

Is the proposed place of use contiguous to the authorized place of use? Yes No

The permitted place of use can be moved only to lands that are contiguous to the authorized place of use unless the change to non-contiguous lands is in furtherance of mitigation or conservation efforts undertaken for the purposes of benefiting a species listed as sensitive, threatened, or endangered under ORS 496.171 to 496.192 or the federal Endangered Species Act of 1973 (16 U.S.C. 1531 to 1544), as determined by the listing agency. Contiguous land being either adjacent land or land separated from the land to which a permit is authorized by roads, utility corridors, irrigation ditches or publicly owned rights of way.

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

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

Table 2. Description of Changes to Water Use Permit # 617459

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

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	1/4	1/4	Tax Lot	Gvt Lot or DLC	Acres (if applicable)	POD(s) or POA(s) (name or number from Table 1)	Priority Date		Twp	Rng	Sec	1/4	1/4	Tax Lot	Gvt Lot or DLC	Acres (if applicable)	POD(s) or POA(s) to be used (from Table 1)	Priority Date				
EXAMPLE																								
2	S	9	E	15	NE	NW	100		15.0	POD #1 POD #2		POU/POD	2	S	9	E	15	NW	NW	100	1	10.0	POD #5	
"	"	"	"	"	"	"	"	"	EXAMPLE	"		"	2	S	9	E	15	SW	NW	200		5.0	POD #6	
												APDA	1	N	13	E	22	NE	NW	100		39.5	BARN H. II + New Well	2/28/14
												APDA	1	N	13	E	22	SE	NW	100		36.5	BARN H. II + New Well	2/28/14
												APDA	1	N	13	E	22	NE	SW	200		33.2	BARN H. II + New Well	2/28/14
												APDA	1	N	13	E	22	SE	SW	200		21.2	BARN H. II + New Well	2/28/14
												APDA	1	N	13	E	22	NW	SE	100		6.7	BARN H. II + New Well	2/28/14
												APDA	1	N	13	E	22	SW	SE	900		36.9	BARN H. II + New Well	2/28/14
												APDA	1	N	13	E	22	SE	SE	100		2.4	BARN H. II + New Well	2/28/14
												APDA	1	N	13	E	27	NW	NE	500		27.8	BARN H. II + New Well	2/28/14
												APDA	1	N	13	E	27	NE	NW	500		5.3	BARN H. II + New Well	2/28/14
TOTAL ACRES											TOTAL ACRES										209.5			

Additional remarks:

Permit # _____

APDA ONLY

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

If YES, list the other certificate, permit, or ground water registration numbers: 81733 + 617459



If the permit(s) are for irrigation or supplemental irrigation use, other water rights existing on the same land for irrigation that are subject to transfer must either change concurrently or be cancelled. Any change to a water right certificate or ground water registration must be filed separately in a water right transfer application or ground water registration modification application, respectively.

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://apps2.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
Barthill	YES	L56342	1190	8" + 6"	30.5 815			575	GASALT SFT FRAC	225gpm
APDA	STARTED	START 206346	NOW 750							

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T 12346

**BEFORE THE WATER RESOURCES DEPARTMENT
OF THE
STATE OF OREGON**

PR Joan

In the Matter of Permit Amendment)
T-12346, Wasco County) **DRAFT**
) FINAL ORDER
) APPROVING AN ADDITIONAL
) POINTS OF APPROPRIATION

Authority

Oregon Revised Statute (ORS) 537.211 establishes the process in which a water right permit holder may submit a request to change the point of appropriation and/or place of use authorized under an existing water right permit.

Applicant

JOHN AND KAREN CARTER
3803 PLEASANT RIDGE RD
THE DALLES, OR 97058

g l →

Findings of Fact

1. On April 19, 2016, JOHN AND KAREN CARTER filed an application for an additional point of appropriation under Permit G-17459. The Department assigned the application number T-12346.
2. Notice of the application for the permit amendment was published in the Department's weekly notice on April 26, 2016, pursuant to ORS 540.520(5). No comments were filed in response to the notice.
3. Permit Amendment Application T-12346 proposes an additional point of appropriation approximately 0.2 mile from the existing point of appropriation to:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
1 N	13 E	WM	27	NE NW	100 FEET SOUTH AND 1660 FEET WEST FROM THE SE CORNER OF THE SWSE OF SECTION 22

Permit Amendment Review Criteria

4. The change would not result in injury to other water rights.
5. The change does not enlarge the permit.
6. The change does not alter any other terms of the permit.

This is a final order in other than contested case. This order is subject to judicial review under ORS 183.484. Any petition for judicial review must be filed within the 60 day time period specified by ORS 183.484(2). Pursuant to ORS 536.075 and OAR 137-004-0080 and OAR 690-01-0005 you may either petition for judicial review or petition the Director for reconsideration of this order. A petition for reconsideration may be granted or denied by the Director, and if no action is taken within 60 days following the date the petition was filed, the petition shall be deemed denied.

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Conclusions of Law

The additional point of appropriation proposed by Permit Amendment Application T-12346 is consistent with the requirements of ORS 537.211.

Now, therefore, it is ORDERED:

1. The additional point of appropriation proposed by Permit Amendment Application T-12346 is approved.
2. Permit G-xxxxx, in the name of John and Karen Carter, is issued to replace Permit G-17459, and incorporates the amendments approved by this order. Permit G-17459, in the name of John and Karen Carter, is no longer of any force or effect.
3. The combined quantity of water diverted at the new point of appropriation, together with that diverted at the old point of appropriation, shall not exceed the quantity of water lawfully available at the original point of appropriation.
4. Measurement devices, and recording/reporting of annual water use conditions:
 - A. Before water use may begin under this permit, the permittee shall install a totalizing flow meter at each point of appropriation. The permittee shall maintain the device in good working order.
 - B. The permittee shall allow the watermaster access to the device; provided however, where any device is located within a private structure, the watermaster shall request access upon reasonable notice.
 - C. The permittee shall keep a complete record of the volume of water diverted each month, and shall submit a report which includes water-use measurements to the Department annually or more frequently as may be required by the Director. Further, the Director may require the permittee to report general water-use information, including the place and nature of use of water under the permit.
 - D. The Director may provide an opportunity for the permittee to submit alternative measuring and reporting procedures for review and approval.
5. Water shall be acquired from the same aquifer as the original point of appropriation.
6. All other terms and conditions of Permit G-17459 remain the same.

Dated at Salem, Oregon this _____ day of _____, 2016.

DRAFT

Dwight French, Water Right Services Administrator, for
Thomas M. Byler, Director
Oregon Water Resources Department

Mailing Date: _____

STATE OF OREGON

COUNTY OF WASCO

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

JOHN CARTER
KAREN CARTER
3803 PLEASANT RIDGE RD
THE DALLES, OR 97058

This superseding permit is issued to describe an amendment for an additional point of appropriation proposed under Permit Amendment Application T-12346 and approved by Special Order Vol. 190, Page _____, entered _____. This permit supersedes Permit G-17459. 10\

The specific limits and conditions of the use are listed below.

APPLICATION FILE NUMBER: G-17778 ✓

SOURCE OF WATER: BARNHILL WELL (WASC 51246/L56342) AND NEW WELL IN THREEMILE CREEK BASIN ✓

PURPOSE OR USE: SUPPLEMENTAL IRRIGATION OF 209.5 ACRES ✓

MAXIMUM RATE: 0.89 CUBIC FOOT PER SECOND ✓

PERIOD OF USE: MARCH 1 THROUGH OCTOBER 1 ✓

DATE OF PRIORITY: FEBRUARY 28, 2014 ✓

WELL LOCATIONS:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
1 N	13 E	WM	27	NE NW	NEW WELL - 100 FEET SOUTH AND 1660 FEET WEST FROM THE SE CORNER OF THE SWSE OF SECTION 22 ✓
1 N	13 E	WM	27	NE NW	BARNHILL WELL - 990 FEET SOUTH AND 925 FEET WEST FROM THE N1/4 CORNER OF SECTION 27 ✓

The amount of water used for irrigation under this right, 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 and 3.0 acre-feet for each acre irrigated during the irrigation season of each year. ✓

THE PLACE OF USE IS LOCATED AS FOLLOWS:

Twp	Rng	Mer	Sec	Q-Q	Acres
1 N	13 E	WM	22	NE NW	39.5 ✓
1 N	13 E	WM	22	SE NW	36.5 ✓
1 N	13 E	WM	22	NE SW	33.2 ✓
1 N	13 E	WM	22	SE SW	21.2 ✓

Twp	Rng	Mer	Sec	Q-Q	Acres
1 N	13 E	WM	22	NW SE	6.7 ✓
1 N	13 E	WM	22	SW SE	36.9 ✓
1 N	13 E	WM	22	SE SE	2.4 ✓
1 N	13 E	WM	27	NW NE	27.8 ✓
1 N	13 E	WM	27	NE NW	5.3 ✓

Permit Amendment T-12346 Conditions:

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

Water shall be acquired from the same aquifer as the original point of appropriation.

Measurement devices, and recording/reporting of annual water use conditions:

- A. Before water use may begin under this permit, the permittee shall install a totalizing flow meter at each point of appropriation. The permittee shall maintain the device in good working order.
- B. The permittee shall allow the watermaster access to the device; provided however, where any device is located within a private structure, the watermaster shall request access upon reasonable notice.
- C. The permittee shall keep a complete record of the volume of water diverted each month, and shall submit a report which includes water-use measurements to the Department annually or more frequently as may be required by the Director. Further, the Director may require the permittee to report general water-use information, including the place and nature of use of water under the permit.
- D. The Director may provide an opportunity for the permittee to submit alternative measuring and reporting procedures for review and approval.

Static Water Level Conditions

The Department requires the water user to obtain, from a qualified individual (see below), and report annual static water levels for each well on the permit. The static water level shall be measured in the month of March. Reports shall be submitted to the Department within 30 days of measurement.

The permittee shall report an initial March static water-level measurement once well construction is complete and annual measurements thereafter. Annual measurements are required whether or not the well is used. The first annual measurement will establish a reference level against which future measurements will be compared. However, the Director may establish the reference level based on an analysis of other water-level data. The Director may require the user to obtain and report additional water levels each year if more data are needed to evaluate the aquifer system.

All measurements shall be made by a certified water rights examiner, registered professional geologist, registered professional engineer, licensed well constructor or pump installer licensed by the Construction Contractors Board. Measurements shall be submitted on forms provided by, or specified by, the Department. Measurements shall be made with equipment that is accurate to at least the standards specified in OAR 690-217-0045. The Department requires the individual performing the measurement to:

- A. Associate each measurement with an owner's well name or number and a Department well log ID; and
- B. Report water levels to at least the nearest tenth of a foot as depth-to-water below ground surface; and
- C. Specify the method of measurement; and
- D. Certify the accuracy of all measurements and calculations reported to the Department.

The Department may require the discontinuance of groundwater use, or reduce the rate or volume of withdrawal, from the well(s) if any of the following events occur:

- A. Annual water-level measurements reveal an average water-level decline of three or more feet per year for five consecutive years; or
- B. Annual water-level measurements reveal a water-level decline of 15 or more feet in fewer than five consecutive years; or
- C. Annual water-level measurements reveal a water-level decline of 25 or more feet; or
- D. Hydraulic interference leads to a decline of 25 or more feet in any neighboring well with senior priority.

The period of restricted use shall continue until the water level rises above the decline level which triggered the action or the Department determines, based on the permittee's and/or the Department's data and analysis, that no action is necessary because the aquifer in question can sustain the observed declines without adversely impacting the resource or causing substantial interference with senior water rights. The water user shall not allow excessive decline, as defined in Commission rules, to occur within the aquifer as a result of use under this permit. If more than one well is involved, the water user may submit an alternative measurement and reporting plan for review and approval by the Department.

Prior to using water from any well listed on this permit, the permittee shall ensure that the well has been assigned an OWRD Well Identification Number (Well ID tag), which shall be permanently attached to the well. The Well ID shall be used as a reference in any correspondence regarding the well, including any reports of water use, water level, or pump test data.

STANDARD CONDITIONS

Failure to comply with any of the provisions of this permit may result in action including, but not limited to, restrictions on the use, civil penalties, or cancellation of the permit.

If the number, location, source, or construction of any well deviates from that proposed in the permit application or required by permit conditions, this permit may be subject to cancellation, unless the Department authorizes the change in writing.

If substantial interference with surface water or a senior water right occurs due to withdrawal of water from any well listed on this permit, then use of water from the well(s) shall be discontinued or reduced and/or the schedule of withdrawal shall be regulated until or unless the Department approves or implements an alternative administrative action to mitigate the interference. The Department encourages junior and senior appropriators to jointly develop plans to mitigate interferences.

The well(s) shall be constructed and maintained in accordance with the General Standards for the Construction and Maintenance of Water Supply Wells in Oregon. The works shall be equipped with a usable access port adequate to determine water-level elevation in the well at all times.

If the riparian area is disturbed in the process of developing a point of appropriation, the permittee shall be responsible for restoration and enhancement of such riparian area in accordance with ODFW's Fish and Wildlife Habitat Mitigation Policy OAR 635-415. For purposes of mitigation, the ODFW Fish and Wildlife Habitat Mitigation Goals and Standards, OAR 635-415, shall be followed.

The use may be restricted if the quality of downstream waters decreases to the point that those waters no longer meet state or federal water quality standards due to reduced flows.

Where two or more water users agree among themselves as to the manner of rotation in the use of water and such agreement is placed in writing and filed by such water users with the watermaster, and such rotation system does not infringe upon such prior rights of any water user not a party to such rotation plan, the watermaster shall distribute the water according to such agreement.

Prior to receiving a certificate of water right, the permit holder shall submit to the Water Resources Department the results of a pump test meeting the Department's standards for each point of appropriation (well), unless an exemption has been obtained in writing under OAR 690-217. The Director may require water-level or pump-test data every ten years thereafter.

This permit is for the beneficial use of water without waste. The water user is advised that new regulations may require the use of best practical technologies or conservation practices to achieve this end.

By law, the land use associated with this water use must be in compliance with statewide land-use goals and any local acknowledged land-use plan.

The original permit was issued July 30, 2015. Completion of construction and application of the water shall be made on or before July 30, 2019. If beneficial use of permitted water has not been made before this date, the permittee may submit an application for extension of time, which may be approved based upon the merit of the application.

Within one year after making beneficial use of water, the permittee shall submit a claim of beneficial use, which includes a map and report, prepared by a Certified Water Rights Examiner.

Issued _____

 Dwight French, Water Right Services Division Administrator, for
 Thomas M. Byler, Director
 Oregon Water Resources Department

HENDERSON Sarah A

From: HENDERSON Sarah A
Sent: Thursday, May 26, 2016 5:23 PM
To: jlcarter@gorge.net
Subject: T-12346 - Permit Amendment
Attachments: applicant page.PDF; Request for Assignment Form.pdf

Good Afternoon,

I am the caseworker that is working on your permit amendment file. I left a voice message for you but wanted to also follow up with an email, explaining a little more.

Because your Permit G-17459 is in the name of "John and Karen Carter", and the Permit Amendment T-12346 is in the name of "Carter Orchards LLC". (I understand you both own this property). The Permit Amendment must be the same as the Permit in name.

There are two things that can be done to fix the issue.

1. Change the Permit Amendment to the name "John and Karen Carter" and submit a signature page with Karen's signature. (via email is fine)

Or

2. Submit a Request for Assignment (\$85.00) to change the name on the Permit to Carter Orchards LLC.

I have attached both the signature page and the Assignment form for you to choose.

Let me know if you have any questions, feel free to contact me via email or 503-986-0890.

Have a most wonderful day.

Sarah

Sarah Henderson | Transfer Specialist, Transfer and Conservation Division

Water Resources Department | 725 Summer St. NE, Suite A | Salem, Oregon 97301

Ph: 503.986.0890 | Fax: 503.986.0901

Email: sarah.a.henderson@state.or.us | Web: <http://www.wrd.state.or.us>



Oregon Water Resources Department
 725 Summer Street NE, Suite A
 Salem, Oregon 97301-1271
 (503) 986-0900
 www.wrd.state.or.us

Ground Water Review Form:

- Water Right Transfer
- Permit Amendment
- GR Modification
- Other

Application: T-12346

Applicant Name: Carter Orchards LLC

Proposed Changes: POA APOA SW→GW RA
 USE POU OTHER

Reviewer(s): J. Hackett

Date of Review: April 21, 2016

The information provided in the application is insufficient to evaluate whether the proposed transfer may be approved because:

- The water well reports provided with the application do not correspond to the water rights affected by the transfer.
- The application does not include water well reports or a description of the well construction details sufficient to establish the ground water body developed or proposed to be developed.
- Other _____

1. Basic description of the changes proposed in this transfer: This application proposes an additional point of appropriation (APOA) to water right permit G-17459 (application G-17778).

2. Will the proposed POA develop the same aquifer (source) as the existing authorized POA?
 Yes No Comments: The authorized POA (WASC 51246, Barn Hill Well) 1190 feet deep and produces from a water-bearing zone (WBZ) in the Columbia River Basalt Group (CRBG) aquifer system. WASC 51246 is open to a single WBZ that occurs from 980-1150 feet below land surface (bls), and is continuously cased and sealed from land surface to a depth of 815 feet.

The proposed APOA (Startcard 206346) is in the process of being drilled. Currently, the total depth of the well is 750 feet. If the well is completed similarly to WASC 51246, it will produce from the same aquifer. The APOA is slightly down-dip from the authorized POA, so it will likely encounter the WBZ at a greater depth.

3. a) Is there more than one source developed under the right (e.g., basalt and alluvium)?
 Yes No _____

b) If yes, estimate the portion of the right supplied by each of the sources and describe any limitations that will need to be placed on the proposed change (rate, duty, etc.): _____

4. a) Will this proposed change, at its maximum allowed rate of use, likely result in an increase in interference with **another ground water right**?

Yes No Comments: The APOA is located a similar distance from existing water rights as the authorized POA, so interference will not increase.

b) If yes, would this proposed change, at its maximum allowed rate of use, likely result in another groundwater right not receiving the water to which it is legally entitled?

Yes No If yes, explain: _____

5. a) Will this proposed change, at its maximum allowed rate of use, likely result in an increase in interference with **another surface water source**?

Yes No Comments: Neither the APOA or the authorized POA are hydraulically connected to local surface water sources.

b) If yes, at its maximum allowed rate of use, what is the expected change in degree of interference with any **surface water sources** resulting from the proposed change?

Stream: _____ Minimal Significant

Stream: _____ Minimal Significant

Provide context for minimal/significant impact: _____

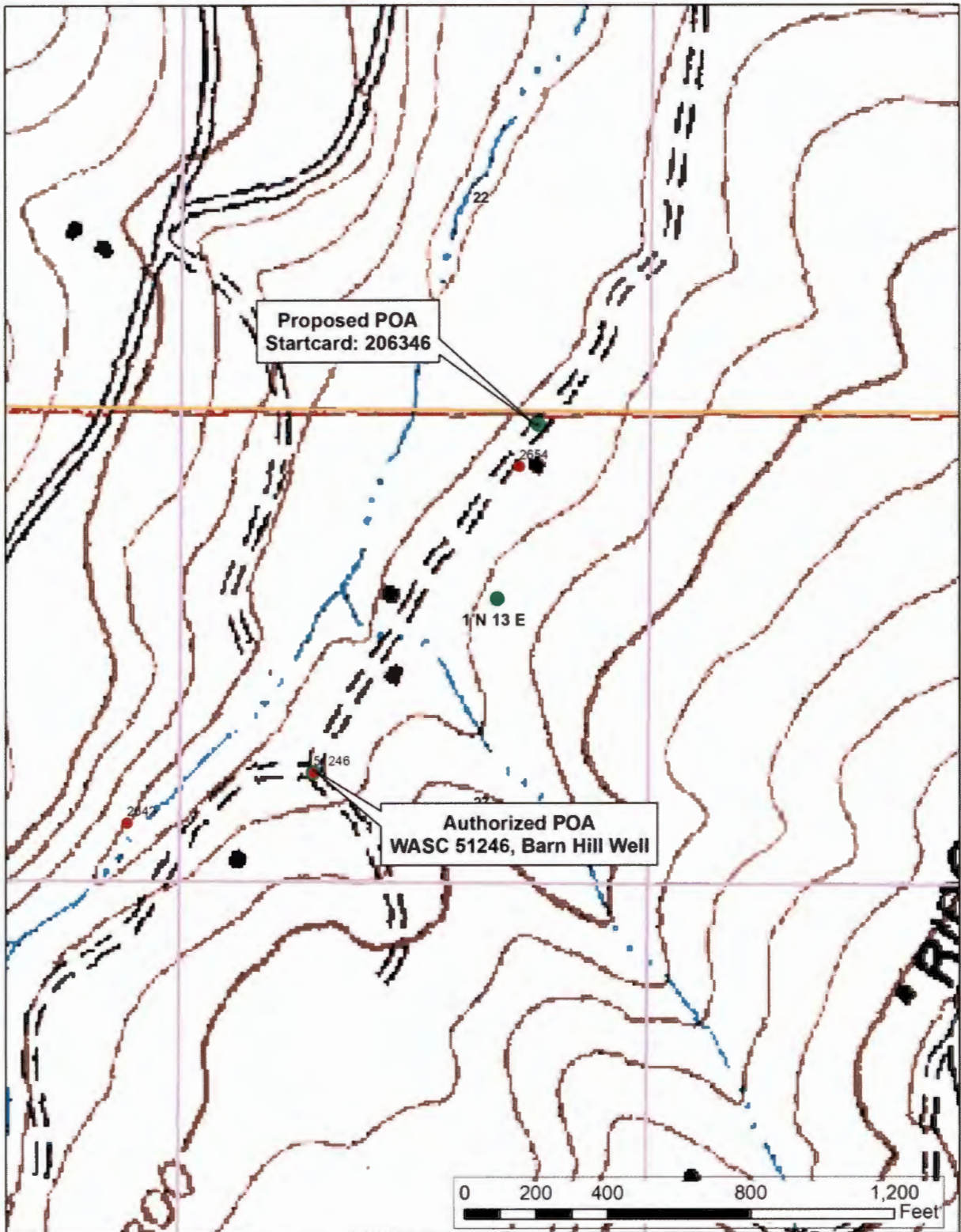
6. What conditions or other changes in the application are necessary to address any potential issues identified above: _____

7. Any additional comments: Any new permit issued as a result of this application should contain the same conditions as the original permit (G-17459).

Well Location Map

T-12346, Carter Orchards, LLC

1:4,000





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

Watermaster Review Form: Water Right Transfer

Transfer Application: T-12346

Review Due Date: 5/20/2016

Applicant Name: Carter Orchards LLC

Proposed Changes: POU POD POA USE OTHER

Reviewer(s): R. Wood

Date of Review: April 22, 2016

1. Do you have evidence that the right has not been used in the last 5 years and that the presumption of forfeiture would not likely be rebuttable? Yes No If "yes", attach evidence (e.g. dated aerial photo showing pavement or building on the land for >5 yrs.)
2. Is there a history of regulation on the source that serves this (or these) right(s) that has involved the transferred right(s) and downstream water rights? Yes No
Generally characterize the frequency of any regulation or explain why regulation has not occurred: Regulation on groundwater POA's has not been necessary to date.
3. Have headgate notices been issued for the source that serves the transferred right(s)?
 Yes No Records not available.
4. In your estimation, after the proposed change would distribution of water for the right(s) result in regulation of other water rights that would not have occurred if use under the original right(s) was/were maximized?
 Yes No If "Yes", explain: _____
5. In your estimation, if the proposed change is approved, are there upstream water rights that would be affected? Yes No If "Yes", describe how the rights would be affected and list the rights most affected: _____
6. Check here if it appears that downstream water rights benefit from return flows resulting from the current use of the transferred right(s)? If you check the box, generally characterize the locations where the return flows likely occur and list the water rights that benefit most:
_____. N/A
7. For POD changes and instream transfers, check here if there are channel losses between the old and new PODs or within the proposed instream reach? If you check the box, describe and, if possible, estimate the losses: _____. N/A
8. For instream transfers that propose protection of a reach beyond the mouth of the source stream: N/A Would the quantity be measureable into the receiving stream consistent with OAR 690-077-0015(8)? Yes No
9. For POU changes: N/A Is it likely the original place of use would continue to receive water from the same source? Yes No If "Yes", explain: _____

10. For POU or USE changes: N/A In your best judgment, would use of the existing right at "full face value," result in the diversion of more water than can be used beneficially and without waste? Yes No If "Yes", explain: _____
11. Are there other issues not identified through the above questions that should be considered in determining whether the change "can be effected without injury to other rights"? Yes No If "Yes", explain: The new proposed well should be constructed in the same aquifer and affect the resource in a similar manner.
12. What alternatives may be available for addressing any issues identified above: I would recommend GW Section review the application and supervise well construction to make sure it meets these conditions.
13. Do conditions need to be included in the transfer order to avoid enlargement of the right or injury to other rights? No Yes, as checked below:
- A Headgate should be required prior to diverting water.
 - Measurement Devices for POD or POA: (if this condition is selected, also fill in the top sections of page 3)
 - a. *Before water use may begin under this order, the water user shall install a **totalizing flow meter***, or, with prior approval of the Director, another suitable measuring device, at each point of diversion/appropriation (new and existing) or at each new point of diversion/appropriation.*
 - b. *The water user shall maintain the meters or measuring devices in good working order.*
 - c. *The water user shall allow the Watermaster access to the meters or measuring devices; provided however, where the meters or measuring devices are located within a private structure, the Watermaster shall request access upon reasonable notice.*
 - Reservoir water use measurement: (if this condition is selected, also fill in the top sections of page 3)
 - a. *Before water use may begin under this order, the water user shall install **staff gages***, or, with prior approval of the Director, other suitable measuring devices, that measure the entire range and stage between empty and full in each reservoir. Staff gages shall be United States Geological Survey style.*
 - b. *Before water use may begin under this order, if the reservoir is located in channel, weirs or other suitable measuring devices must be installed upstream and downstream of the reservoir, and, an adjustable outlet valve must be installed. The water user shall maintain such devices in good working order. A written waiver may be obtained, if in the judgment of the Director, the installation of weirs or other suitable measuring devices, or the adjustable outlet valve, will provide no public benefit.*
- * The following alternative device(s) should be substituted for the bold, underlined device in the above selected condition:**
- Weir
 - Parshall Flume
 - Other: _____
 - Submerged Orifice
 - Flow Restrictor

Oregon Water Resources Department

Measurement Condition Information for the Applicant
(to be sent with the Draft Preliminary Determination or Final Order)

Transfer #: T-12346

- In order to avoid enlargement of the right or injury to other rights, a totalizing flow meter will be required to be installed **prior to diversion of water**, as a condition of this transfer:
 - at each point of diversion/appropriation (new and existing) or*
 - at each new point of diversion/appropriation.*

For additional information, or to obtain approval of a different type of measurement device, the applicant should contact the area Watermaster:

Watermaster name: Robert Wood
 District: 3
 Address: 2705 E 2nd St
 City/State/Zip: The Dalles, OR 97058
 Phone: 541-506-5652
 Email: Robert.L.Wood@wrđ.state.or.us

Note: If a device other than the one specified in the Preliminary Determination or Final Order is approved by the Watermaster, fill out and mail the form below to the Salem office.

Approval of an Alternate Measurement Device T-
(to be filled out after consultation with the applicant, or after a site visit)

On behalf of the Director, I authorize use of the following suitable **alternate measurement device**:

_____	_____	_____
Watermaster signature	District	Date

If this form is used for approval of an alternative measurement device, it must be mailed to:

Oregon Water Resources Department
725 Summer Street NE, Suite A
Salem, OR 97301-1266



Oregon

Kate Brown, Governor

Water Resources Department

North Mall Office Building
725 Summer St NE, Suite A
Salem, OR 97301
Phone (503) 986-0900
Fax (503) 986-0904
www.wrd.state.or.us

April 21, 2016

CARTER ORCHARDS LLC
3803 PLEASANT RIDGE RD.
THE DALLES, OR 97058

Reference: Application T- 12346

On April 19, 2016, we received your water right Transfer application. The application was accompanied by \$1350.00. Our receipt number 119493 is enclosed.

By copy of this letter, we are asking the Watermaster for a report regarding the potential for injury to existing water rights which may be caused by the requested change. A review form will also be sent to our groundwater staff to determine whether the proposed well accesses the same source of water as the original well.

Your application will be examined to determine whether additional information is needed. We will notify you if further information or corrections to the application or map are required.

This application may require publication of a notice for two consecutive weeks in a newspaper with general circulation in the area where the water right is located. If it is determined that newspaper notice will be required, the Department will prepare the notice and notify you of the cost. You will be responsible for submitting payment to the Department prior to publication of the notice.

Except as provided under ORS 540.510(3) for municipalities, you may not use water from the new point of appropriation until a final order approving the application has been issued by the Department.

Refer to the following page for a chart showing the steps and expected timelines for the processing of your application.

If you have any questions, please contact the Transfer Section at (503) 986-0807.

Cc: Watermaster Dist. #3 (via email)

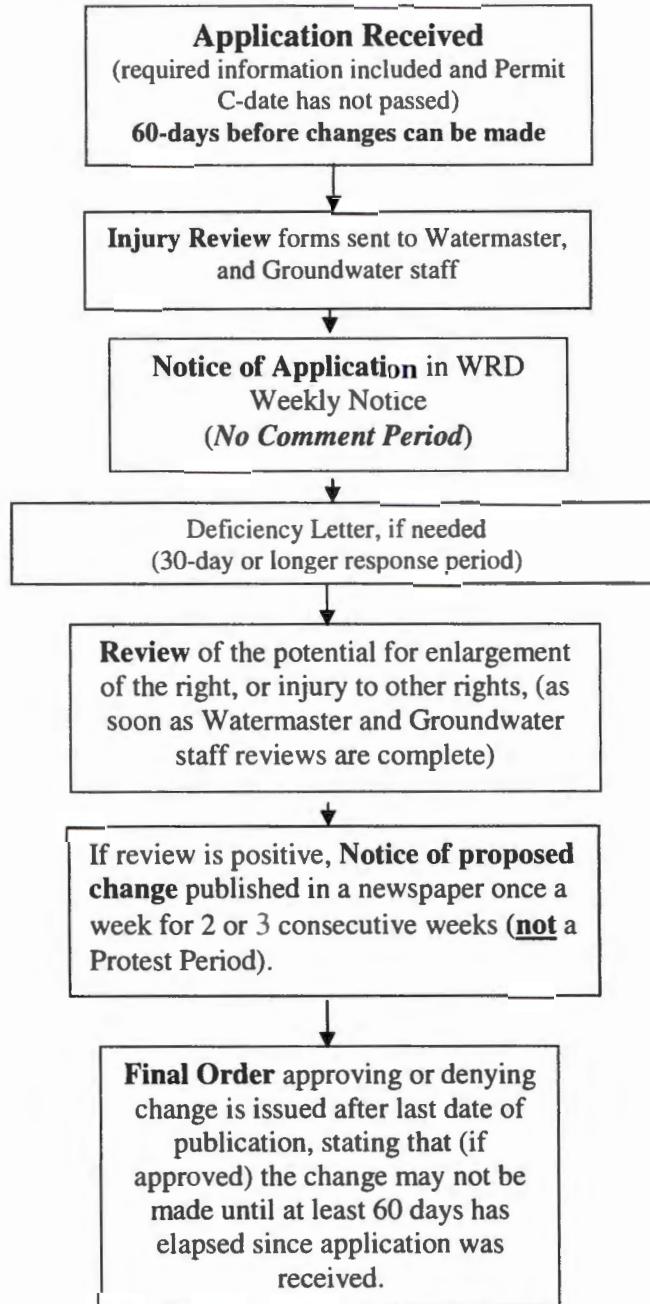
Enclosure



Permit Amendment Process

ORS 537.211

Changes: POD/POA, Place of Use



Transfer Applications: Permit Amendments

The holder of a water right permit may apply to change a point of diversion or appropriation or to change the place of use pursuant to ORS 537.211 (4).

Notice is given that the following applications for Permit Amendments have been received by the Department. If the proposed change in point of diversion or appropriation is for a distance greater than 1/4 mile or includes intervening diversion points, notice also will be published in a local newspaper.

Transfer	<u>T 12346</u>
Water Right	Permit: G 17459
County/Basin	Wasco / Hood(4)
Applicant Name	CARTER ORCHARDS LLC 3803 PLEASANT RIDGE RD. THE DALLES, OR 97058
Proposed Change	ADDITIONAL POINT OF APPROPRIATION
Sources/TRSQ40Q160	A WELL > THREEMILE CREEK BASIN / 1.00N 13.00E 27 NENW
Use/Quantity	SUPPLEMENTAL IRRIGATION / 0.890 CFS
Priority Date	02/28/2014



Oregon
Kate Brown, Governor

Water Resources Department
725 Summer St NE, Suite A
Salem, OR 97301
(503) 986-0900
Fax (503) 986-0904

April 21, 2016

Carter Orchards LLC
Attention: John Carter
3803 Pleasant Ridge Road
The Dalles, Oregon 97058

RE: Certificate Reimbursement Authority Estimate Application for Application G-17778, Permit G-17459

Hello John,

As I mentioned in our telephone conversation, the Water Resources Department (Department) recently received a certificate reimbursement authority (RA) estimate application for Application G-17778, Permit G-17459. As we discussed, you recently submitted an application to add an additional point of appropriation under the permit amendment program to this permit and therefore, the estimate application for a certificate under the RA program is premature. I am returning the RA estimate application along with your check #7558 in the amount of \$125 at this time.

If you have any questions please contact me at 503-986-0927.

Sincerely,

Kerry Kavanagh
Reimbursement Authority, Certificates
Water Right Services Division

cc: Bob Wood, Watermaster District #3
File T-12346

**STATE OF OREGON
WATER RESOURCES DEPARTMENT**

725 Summer St. N.E. Ste. A
SALEM, OR 97301-4172

(503) 986-0900 / (503) 986-0904 (fax)

RECEIPT # **119493**

INVOICE # _____

RECEIVED FROM: C & F Orchards, LLC
BY: _____

APPLICATION	
PERMIT	
TRANSFER	<u>F 12346</u>

CASH: CHECK:# 7557 OTHER: (IDENTIFY) _____

TOTAL REC'D \$ 1,350.00

1083 TREASURY 4170 WRD MISC CASH ACCT

0407 COPIES		\$
OTHER: (IDENTIFY)		\$
0243 I/S Lease	0244 Muni Water Mgmt. Plan	0245 Cons. Water

4270 WRD OPERATING ACCT

MISCELLANEOUS			
0407 COPY & TAPE FEES		\$	
0410 RESEARCH FEES		\$	
0408 MISC REVENUE: (IDENTIFY)		\$	
TC162 DEPOSIT LIAB. (IDENTIFY)		\$	
0240 EXTENSION OF TIME		\$	
WATER RIGHTS:			
0201 SURFACE WATER	EXAM FEE	0202	RECORD FEE
0203 GROUND WATER	\$	0204	\$
0205 TRANSFER	\$ 1,350.00		
WELL CONSTRUCTION			
0218 WELL DRILL CONSTRUCTOR	EXAM FEE	0219	LICENSE FEE
LANDOWNER'S PERMIT	\$	0220	\$
OTHER (IDENTIFY)			

0536 TREASURY 0437 WELL CONST. START FEE

0211 WELL CONST START FEE	\$	CARD #
0210 MONITORING WELLS	\$	CARD #
OTHER (IDENTIFY)		

0607 TREASURY 0467 HYDRO ACTIVITY LIC NUMBER

0233 POWER LICENSE FEE (FW/WRD)		\$
0231 HYDRO LICENSE FEE (FW/WRD)		\$
HYDRO APPLICATION		\$

TREASURY OTHER / RDX

FUND _____	TITLE _____	
OBJ. CODE _____	VENDOR # _____	
DESCRIPTION _____		\$

RECEIPT: **119493**

DATED: 4-19-16 BY: Carlos C. Turner

Permit Amendment Checklist

Checked By: Jeffrey

Date: 19-Apr-16

- Completed Applicant Information and Signature.
- Information about Permits to be Amended: Number of permits to be amended: List them here: APOA
- Ownership Information
 - Please include a separate Part 5 for each permit. (See instructions on page 6)
 - Request for Assignment Form and statutory fee. The request for assignment form has to be completed if the applicant is not the permit holder of record and needs to be assigned to the permit; or the landowner of the proposed place of use is not the permit holder of record and needs to be assigned to the permit (the Request for Assignment Form is available online at http://www.oregon.gov/owrd/pubs/docs/forms/req_assign_8_21_09.pdf). Assignment is not needed if the applicant is the permit holder of record.
 - Affidavit(s) of Consent are required from all permit holder(s) of record if the permit is not assigned to the applicant, or other permit holders of record that are not listed as applicants.
- Land Use Information Form with approval and signature (or signed land use form receipt stub). Land use form is not required if any of the following apply:
 - Water is to be diverted, conveyed, and/or used only on federal lands.
 - 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.
 - The proposed changes are all located on the property reviewed in Land Use form enclosed in Water Right Application Folder # _____.
- Water Well Report/Well Log for changes in point(s) of appropriation (well(s)) or additional point(s) of appropriation.

Base fee for <u>one permit</u> , one change and first cfs =		\$1,000.00
Additional fee for <u>second change</u> , if applicable (see Page 5 of application) =	\$800.00	
Additional fee for groundwater staff review if any number of changes to well location(s), additional well(s) or change a SW diversion point to a well =	\$350.00	<u>350</u>
# of additional permits (see Part 4 of application) =	_____ x \$450.00 =	
If a change in POU <u>and</u> the application involves more than 1 cfs (based on <u>primary</u> acres x rate), # cfs or fraction above the first cfs =	_____ x \$300.00 =	
HINT: Total cfs on permit (+) total # acres on permit (x) # acres involved in permit amendment = # cfs involved in permit amendment		
Sub-total =		<u>1350</u>
If a letter from ODFW endorsing this as a "fish-friendly" transfer is included, multiply sub-total by 0.50 =		
Total = sub-total minus 50% "fish-friendly" reduction, if applicable =		

Map requirements

- Completed Permit Amendment Application Map (Does not have to be prepared by a Certified Water Right Examiner). (OAR 690-380-3100)
 - If more than three permits are involved, separate maps for each permit.
 - 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.
 - Even Scale: 1 inch = 400 feet, 1 inch = 1,320 feet, the scale of the county assessor map if the scale is not smaller than 1 inch = 1,320 feet.
 - 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 use permit, 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 permit is being changed, a separate hachuring is needed for the portion of the permit left unchanged.
 - If you are proposing a change in place of use, show the proposed place of use with hachuring that includes separate hachuring for each permit, 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 use permit.
 - 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.

Part 4 of 5 – Applicant Information and Signature

Applicant Information

APPLICANT/BUSINESS NAME <i>John & Karen Carter</i>		PHONE NO. <i>(541) 993-2585</i>	ADDITIONAL CONTACT NO. <i>(541) 296-9313</i>
ADDRESS <i>3803 Pleasant Ridge Rd</i>			
CITY <i>The Dalles</i>	STATE <i>OR</i>	ZIP <i>97058</i>	E-MAIL <i>JLCARTER@GORGE.NET</i>
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			
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.			

Explain in your own words what you propose to accomplish with this transfer application, and why:
add additional point of appropriation to more efficiently and completely obtain water from wells to irrigate cropland

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

Check this box if this project is fully or partially funded by the American Recovery and Reinvestment Act. (Federal stimulus dollars)

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.

I understand that 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: *The Dalles*

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



<i>John L Carter</i> Applicant signature	<i>John L Carter Owner</i> Print Name (and Title if applicable)	<i>5/26/16</i> Date
<i>Karen A Carter</i> Applicant signature	<i>Karen Carter Owner</i> Print Name (and Title if applicable)	<i>5-26-16</i> Date

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

Amended page

HENDERSON Sarah A

From: John Carter <jlcarter@gorge.net>
Sent: Friday, May 27, 2016 2:53 PM
To: 'HENDERSON Sarah A'
Subject: RE: T-12346 - Permit Amendment
Attachments: WaterResources.pdf

Hi Sarah,

I think the most simple way to proceed is to leave the name on the original permit unchanged. Attached you will find a copy of the signature page signed by John and Karen.

If you need additional information please do not hesitate to call me on me cell (541) 993-2585.

Thank you for your assistance,

John

From: HENDERSON Sarah A [<mailto:sarah.a.henderson@state.or.us>]
Sent: Thursday, May 26, 2016 5:23 PM
To: jlcarter@gorge.net
Subject: T-12346 - Permit Amendment

Good Afternoon,

I am the caseworker that is working on your permit amendment file. I left a voice message for you but wanted to also follow up with an email, explaining a little more.

Because your Permit G-17459 is in the name of "John and Karen Carter", and the Permit Amendment T-12346 is in the name of "Carter Orchards LLC". (I understand you both own this property). The Permit Amendment must be the same as the Permit in name.

There are two things that can be done to fix the issue.

1. Change the Permit Amendment to the name "John and Karen Carter" and submit a signature page with Karen's signature. (via email is fine)

Or

2. Submit a Request for Assignment (\$85.00) to change the name on the Permit to Carter Orchards LLC.

I have attached both the signature page and the Assignment form for you to choose.

Let me know if you have any questions, feel free to contact me via email or 503-986-0890.

Have a most wonderful day.

Sarah

Sarah Henderson | Transfer Specialist, Transfer and Conservation Division
Water Resources Department | 725 Summer St. NE, Suite A | Salem, Oregon 97301

Ph: 503.986.0890 | Fax: 503.986.0901

Email: sarah.a.henderson@state.or.us | Web: <http://www.wrd.state.or.us>



State of Oregon
 Water Resources Department
 725 Summer Street NE, Suite A
 Salem, Oregon 97301-1266
 (503) 986-0900

Application for Permit Amendment

Part 1 of 5 – Minimum Requirements Checklist

This permit amendment 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 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. If you have questions, call Customer Service at (503) 986-0801.
- Part 4 – Completed Applicant Information and Signature.
- Part 5 – Information about Permits to be Amended: **Number of permits to be amended:** 1
List them here: G-17459
 Please include a separate Part 5 for each permit. (See instructions on page 6)
- Completed Permit Amendment Application Map (Does not have to be prepared by a Certified Water Right Examiner).
- N/A Request for Assignment Form and statutory fee. The request for assignment form has to be completed if the applicant is **not** the permit holder of record and needs to be assigned to the permit; **or** the landowner of the proposed place of use is **not** the permit holder of record and needs to be assigned to the permit (the Request for Assignment Form is available online at http://www.oregon.gov/owrd/pubs/docs/forms/req_assign_8_21_09.pdf). Assignment is not needed if the applicant is the permit holder of record.
- N/A Affidavit(s) of Consent are required from all permit holder(s) of record if the permit is not assigned to the applicant, **or** other permit holders of record that are not listed as applicants.
- N/A Land Use Information Form with approval and signature (or signed land use form receipt stub). Land use form is not required if any of the following apply:
 - Water is to be diverted, conveyed, and/or used only on federal lands.
 - 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.
 - The proposed changes are all located on the property reviewed in Land Use form enclosed in Water Right Application Folder # _____.
- N/A Water Well Report/Well Log for changes in point(s) of appropriation (well(s)) or additional point(s) of appropriation.

RECEIVED BY OWRD
 APR 19 2016
 SALEM, OR

(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"/> Assignment Form and fee not enclosed/insufficient
<input type="checkbox"/> Additional signature(s) required	Part _____ is incomplete

Other/Explanation _____

Staff: _____ 503-986-0 _____ Date: ____/____/____

T 12346

Part 2 of 5 – Permit Amendment Map Checklist

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

Please be sure that the map you submit includes all the items listed below and meets the requirements of OAR 690-380-3100, however, the map does not have to be prepared by a Certified Water Right Examiner. Check all boxes that apply.

- N/A If more than three permits are involved, separate maps for each permit.
- 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 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 use permit, 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 permit is being changed, a separate hachuring is needed for the portion of the permit left unchanged.
- N/A If you are proposing a change in place of use, show the proposed place of use with hachuring that includes separate hachuring for each permit, 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 use permit.
- N/A If you are proposing a change in point(s) of diversion or well(s), show the proposed location and label it clearly with distance and bearing or coordinates. If GPS coordinates are used, latitude-longitude coordinates may be expressed as either degrees-minutes-seconds with at least one digit after the decimal (example – 42°32'15.5") or degrees-decimal with five or more digits after the decimal (example – 42.53764°).

Part 4 of 5 – Applicant Information and Signature

Superseded

Applicant Information

APPLICANT/BUSINESS NAME <i>CARTER ORCHARDS LLC</i>		PHONE NO. <i>(541) 296-9313</i>	ADDITIONAL CONTACT NO. <i>(541) 993-2585</i>
ADDRESS <i>3803 PLEASANT RIDGE RD</i>			FAX NO.
CITY <i>The Dalles</i>	STATE <i>OR</i>	ZIP <i>97058</i>	E-MAIL <i>JL CARTER @ GORGE.NET</i>
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.			

Explain in your own words what you propose to accomplish with this permit amendment; and why:
Capacity decline in Flinn Well. Barn Hill well use about 50% of water right. Add new well (APOA) to increase pumping capacity and return to previous pumping rates.

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

Check this box if this project is fully or partially funded by the American Recovery and Reinvestment Act. (Federal stimulus dollars)

Is the applicant the permit holder of record? Yes No

If NO, include either:

- A completed assignment form (with required statutory assignment fee), assigning all or a portion of the permit to the applicant(s), OR
- An affidavit of consent from the permit holder(s) of record that gives permission for the applicant to amend the permit.

I understand that prior to Department approval of the permit amendment, 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 permit 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: *The Dalles Chronicle*

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



Carter Orchards LLC By *John Carter* *John Carter owner* *4/15/16*
 Applicant Signature Print Name (and Title if applicable) Date

 Applicant Signature Print Name (and Title if applicable) Date

Check one of the following:

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

Check the appropriate box, if applicable:

- Check here if any of the permits proposed for amendment are or will be located within or served by an irrigation or other water district.

IRRIGATION DISTRICT NAME <i>The Dalles Irrigation District</i>	ADDRESS <i>3503 OLNEY Rd</i>	
CITY <i>The Dalles</i>	STATE <i>OR</i>	ZIP <i>97058</i>

- Check here if water for any of the permits 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 or used.

ENTITY NAME <i>Wasco County</i>	ADDRESS <i>2705 E. 2nd St</i>	
CITY <i>The Dalles</i>	STATE <i>OR</i>	ZIP <i>97058</i>

ENTITY NAME	ADDRESS	
CITY	STATE	ZIP

INSTRUCTIONS for editing the Application Form

- 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~~ 6 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.

Part 5 of 5 – Water Use Permit Information

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

PERMIT # G-17459

Table 1. Location of Authorized and Proposed Point(s) of Diversion (POD) or Appropriation (POA)
(Note: If the POD/POA name is not specified in the permit, assign it a name or number here.)

POD/POA Name or Number	Is this POD/POA Authorized by the permit or is it Proposed?	If POA, OWRD Well Log ID# (or Well ID Tag # L-___)	Twp	Rng	Sec	¼¼	Tax Lot, DLC or Gov't Lot	Measured Distances (from a recognized survey corner)
NEW WELL	<input type="checkbox"/> Authorized <input checked="" type="checkbox"/> Proposed	START CARD 206346	1 N	13 E	27	NE NW	500	106 FT S AND 1660 FT W FROM SE CORNER SW ¼ SE ¼
BARN Well	<input checked="" type="checkbox"/> Authorized <input type="checkbox"/> Proposed	WASC5246 156342	1 N	13 E	27	NE NW	600	990 FT SOUTH AND 925 FT WEST FROM N ¼ CORNER SEC 27
	<input type="checkbox"/> Authorized <input type="checkbox"/> Proposed							
	<input type="checkbox"/> Authorized <input type="checkbox"/> Proposed							

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

- | | |
|---|--|
| <input type="checkbox"/> Place of Use (POU) | <input type="checkbox"/> Point of Appropriation/Well (POA) |
| <input type="checkbox"/> Point of Diversion (POD) | <input checked="" type="checkbox"/> Additional Point of Appropriation (APOA) |
| <input type="checkbox"/> Additional Point of Diversion (APOD) | <input type="checkbox"/> Surface water POD to Ground Water POA (SW/GW) |

Will all of the proposed changes affect the entire water use permit?

- 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 permit to be changed.

For a change in place of use:

Does the permit holder of record own or control the land TO which the place of use is being moved?

- Yes No

If NO, the landowner of the land TO which the place of use is being moved must be assigned to the permit as a permit holder of record by submitting a completed Request for Assignment form and the required statutory fee for an assignment.

Is the proposed place of use contiguous to the authorized place of use? Yes No

The permitted place of use can be moved only to lands that are contiguous to the authorized place of use unless the change to non-contiguous lands is in furtherance of mitigation or conservation efforts undertaken for the purposes of benefiting a species listed as sensitive, threatened, or endangered under ORS 496.171 to 496.192 or the federal Endangered Species Act of 1973 (16 U.S.C. 1531 to 1544), as determined by the listing agency. Contiguous land being either adjacent land or land separated from the land to which a permit is authorized by roads, utility corridors, irrigation ditches or publicly owned rights of way.

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 Use Permit # G17459

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

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	1/4	1/4	Tax Lot	Gvt Lot or DLC	Acres (if applicable)	POD(s) or POA(s) (name or number from Table 1)	Priority Date		Twp	Rng	Sec	1/4	1/4	Tax Lot	Gvt Lot or DLC	Acres (if applicable)	POD(s) or POA(s) to be used (from Table 1)	Priority Date			
EXAMPLE																							
2	S	9	E	15	NE	NW	100		15.0	POD #1 POD #2	POU/POD	2	S	9	E	15	NW	NW	100	1	10.0	POD #5	
"	"	"	"	"	"	"	"	"	EXAMPLE	"	"	2	S	9	E	15	SW	NW	200		5.0	POD #6	
											APOA	1	N	13	E	22	NE	NW	100		39.5	BARN Hill + New Well	2/28/14
											APOA	1	N	13	E	22	SE	NW	100		36.5	BARN Hill + New Well	2/28/14
											APOA	1	N	13	E	22	NE	SW	200		33.2	BARN Hill + New Well	2/28/14
											APOA	1	N	13	E	22	SE	SW	200		21.2	BARN Hill + New Well	2/28/14
											APOA	1	N	13	E	22	NW	SE	100		6.7	BARN Hill + New Well	2/28/14
											APOA	1	N	13	E	22	SW	SE	900		36.9	BARN Hill + New Well	2/28/14
											APOA	1	N	13	E	22	SE	SE	900		2.4	BARN Hill + New Well	2/28/14
											APOA	1	N	13	E	27	NW	NE	500		27.8	BARN Hill + New Well	2/28/14
											APOA	1	N	13	E	27	NE	NW	500		5.3	BARN Hill + New Well	2/28/14
TOTAL ACRES											TOTAL ACRES										209.5		

Additional remarks:

Permit # _____

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

If YES, list the other certificate, permit, or ground water registration numbers: 81733 + 617459



If the permit(s) are for irrigation or supplemental irrigation use, other water rights existing on the same land for irrigation that are subject to transfer must either change concurrently or be cancelled. Any change to a water right certificate or ground water registration must be filed separately in a water right transfer application or ground water registration modification application, respectively.

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://apps2.wrd.state.or.us/apps/gw/well_log/Default.aspx)

AND/OR

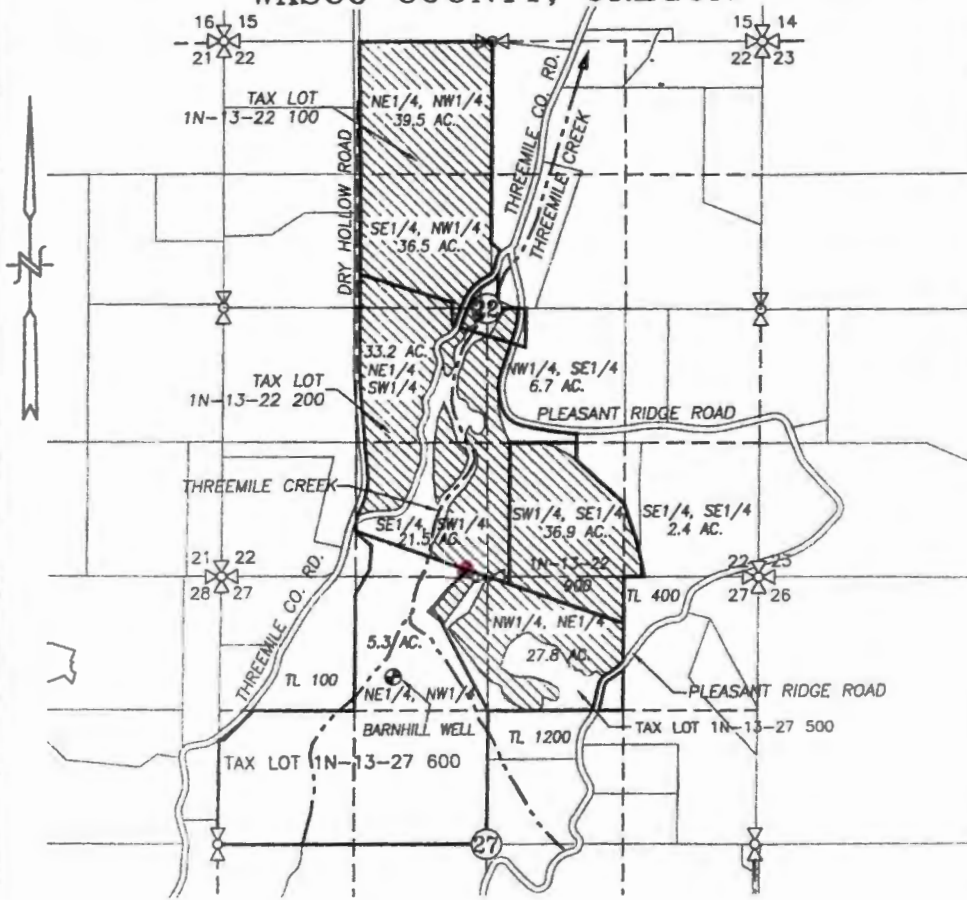
- Describe the construction of the authorized and proposed well(s) in Table 3 for any wells that do not have a well log. For *proposed wells not yet constructed or built*, provide "a best estimate" for each requested information element in the table. The Department recommends you consult a licensed well 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
BARRETT	YES	L56342	1190	8" + 6"	30.5 215			575	BASALT SCT FRAC	225 gpm
APDA	STARTED	STAY 206346	NOW 750							

SECTIONS 22 & 27, TWP.1 N. RANGE 13 E. W.M.
WASCO COUNTY, OREGON



proposed well
45.54780
-121.17945
1N13E sec 22
SE SW

EXISTING
BARNHILL Well
45.54529
-121.8099
1N13E sec 27
NENW

LEGEND:

- ⊙ BARNHILL WELL & METER (WASC 51246): 990' S. & 925' W. OF N1/4 COR. SEC. 27
- SUPPLEMENTAL APPLICATION AREA = 209.8 ACRES
- - - 4" IRRIGATION MAIN
- CREEK WITH DIRECTIONAL FLOW

RECEIVED BY DWRE

FEB 28 2014

SALEM, OR

WATER RIGHT

GROUNDWATER APPLICATION MAP

SCALE: 1" = 1320'



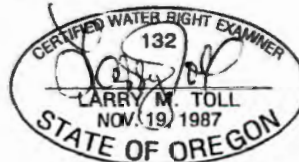
APPLICATION No. _____

PERMIT No. _____

IN THE NAME OF:

JOHN CARTER

DATE: FEBRUARY 13, 2014



EXPIRES: 06/30/2014

BY: **TENNESON ENGINEERING CORP.**

3775 CRATES WAY
THE DALLES, OREGON. 97058
PH. 541-296-9177
FAX 541-296-6657



NOTE:

"THIS MAP IS NOT INTENDED TO PROVIDE DIMENSIONS OR LOCATIONS OF PROPERTY OWNERSHIP LINES."

G-7770

W.O. #13699wr



State of Oregon
 Water Resources Department
 725 Summer Street NE, Suite A
 Salem, Oregon 97301-1266
 (503) 986-0900

Application for Permit Amendment

Part 1 of 5 – Minimum Requirements Checklist

This permit amendment 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 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. If you have questions, call Customer Service at (503) 986-0801.
- Part 4 – Completed Applicant Information and Signature.
- Part 5 – Information about Permits to be Amended: Number of permits to be amended: 1
 List them here: G-17459
 Please include a separate Part 5 for each permit. (See instructions on page 6)
- Completed Permit Amendment Application Map (Does not have to be prepared by a Certified Water Right Examiner).
- N/A Request for Assignment Form and statutory fee. The request for assignment form has to be completed if the applicant is **not** the permit holder of record and needs to be assigned to the permit; **or** the landowner of the proposed place of use is **not** the permit holder of record and needs to be assigned to the permit (the Request for Assignment Form is available online at http://www.oregon.gov/owrd/pubs/docs/forms/req_assign_8_21_09.pdf). Assignment is not needed if the applicant is the permit holder of record.
- N/A Affidavit(s) of Consent are required from all permit holder(s) of record if the permit is not assigned to the applicant, **or** other permit holders of record that are not listed as applicants.
- N/A Land Use Information Form with approval and signature (or signed land use form receipt stub). Land use form is not required if any of the following apply:
 - Water is to be diverted, conveyed, and/or used only on federal lands.
 - 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.
 - The proposed changes are all located on the property reviewed in Land Use form enclosed in Water Right Application Folder # _____.
- N/A Water Well Report/Well Log for changes in point(s) of appropriation (well(s)) or additional point(s) of appropriation.

RECEIVED BY OWRD

APR 19 2016

SALEM, OR

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

T 12346

Part 2 of 5 – Permit Amendment Map Checklist

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

Please be sure that the map you submit includes all the items listed below and meets the requirements of OAR 690-380-3100, however, the map does not have to be prepared by a Certified Water Right Examiner. Check all boxes that apply.

- N/A If **more than three** permits are involved, separate maps for each permit.
- 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 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 use permit, 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 permit is being changed, a separate hachuring is needed for the portion of the permit left unchanged.
- N/A If you are proposing a change in place of use, show the proposed place of use with hachuring that includes separate hachuring for each permit, 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 use permit.
- N/A If you are proposing a change in point(s) of diversion or well(s), show the proposed location and label it clearly with distance and bearing or coordinates. If GPS coordinates are used, latitude-longitude coordinates may be expressed as either degrees-minutes-seconds with at least one digit after the decimal (example – 42°32'15.5") or degrees-decimal with five or more digits after the decimal (example – 42.53764°).

Part 4 of 5 – Applicant Information and Signature

Succeeded

Applicant Information

APPLICANT/BUSINESS NAME <u>CARTER ORCHARDS LLC</u>		PHONE NO. <u>(541) 296-9313</u>	ADDITIONAL CONTACT NO. <u>(541) 993-2585</u>
ADDRESS <u>3803 PLEASANT Ridge Rd</u>			FAX NO.
CITY <u>The Dalles</u>	STATE <u>OR</u>	ZIP <u>97058</u>	E-MAIL <u>JL CARTER @ GORGE . NET</u>
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.			

Explain in your own words what you propose to accomplish with this permit amendment; and why:
Capacity Decline in Flinn Well. BARN Hill well use about 50% of water right. Add new well (APOA) To increase pumping capacity and return to previous pumping rates.
 If you need additional space, continue on a separate piece of paper and attach to the application as "Attachment 1".

Check this box if this project is fully or partially funded by the American Recovery and Reinvestment Act. (Federal stimulus dollars)

Is the applicant the permit holder of record? Yes No

If NO, include either:

- A completed assignment form (with required statutory assignment fee), assigning all or a portion of the permit to the applicant(s), OR
- An affidavit of consent from the permit holder(s) of record that gives permission for the applicant to amend the permit.

I understand that prior to Department approval of the permit amendment, 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 permit 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: The Dalles Chronicle



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

Carter Orchards LLC By John Carter John Carter owner 4/15/16
 Applicant Signature Print Name (and Title if applicable) Date

 Applicant Signature Print Name (and Title if applicable) Date

Check one of the following:

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

Check the appropriate box, if applicable:

- Check here if any of the permits proposed for amendment are or will be located within or served by an irrigation or other water district.

IRRIGATION DISTRICT NAME <i>The Dalles Irrigation District</i>	ADDRESS <i>3503 OLNEY RD</i>	
CITY <i>The Dalles</i>	STATE <i>OR</i>	ZIP <i>97058</i>

- Check here if water for any of the permits 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 or used.

ENTITY NAME <i>Wasco County</i>	ADDRESS <i>2705 E. 2nd St</i>	
CITY <i>The Dalles</i>	STATE <i>OR</i>	ZIP <i>97058</i>

ENTITY NAME	ADDRESS	
CITY	STATE	ZIP

INSTRUCTIONS for editing the Application Form

- 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~~ 6 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.

Part 5 of 5 – Water Use Permit Information

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

PERMIT # G-17459

Table 1. Location of Authorized and Proposed Point(s) of Diversion (POD) or Appropriation (POA)
(Note: If the POD/POA name is not specified in the permit, assign it a name or number here.)

POD/POA Name or Number	Is this POD/POA Authorized by the permit 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)
NEW Well	<input type="checkbox"/> Authorized <input checked="" type="checkbox"/> Proposed	START CARD 206346	1 N	13 E	27	NE NW	500	100 FT S AND 1660 FT W FROM SE CORNER SW ¼ SE ¼ 4
BARN Hill Well	<input checked="" type="checkbox"/> Authorized <input type="checkbox"/> Proposed	WASC5246 156342	1 N	13 E	27	NE NW	600	990 FT SOUTH AND 925 FT WEST FROM N ¼ CORNER SEC 27
	<input type="checkbox"/> Authorized <input type="checkbox"/> Proposed							
	<input type="checkbox"/> Authorized <input type="checkbox"/> Proposed							

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

- Place of Use (POU)
- Point of Diversion (POD)
- Additional Point of Diversion (APOD)
- Point of Appropriation/Well (POA)
- Additional Point of Appropriation (APOA)
- Surface water POD to Ground Water POA (SW/GW)

Will all of the proposed changes affect the entire water use permit?

- 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 permit to be changed.

For a change in place of use:

Does the permit holder of record own or control the land TO which the place of use is being moved?

- Yes No

If NO, the landowner of the land TO which the place of use is being moved must be assigned to the permit as a permit holder of record by submitting a completed Request for Assignment form and the required statutory fee for an assignment.

Is the proposed place of use contiguous to the authorized place of use? Yes No

The permitted place of use can be moved only to lands that are contiguous to the authorized place of use unless the change to non-contiguous lands is in furtherance of mitigation or conservation efforts undertaken for the purposes of benefiting a species listed as sensitive, threatened, or endangered under ORS 496.171 to 496.192 or the federal Endangered Species Act of 1973 (16 U.S.C. 1531 to 1544), as determined by the listing agency. Contiguous land being either adjacent land or land separated from the land to which a permit is authorized by roads, utility corridors, irrigation ditches or publicly owned rights of way.

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 Use Permit # 617459

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

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	1/4	1/4	Tax Lot	Gvt Lot or DLC	Acres (if applicable)	POD(s) or POA(s) (name or number from Table 1)	Priority Date		Twp	Rng	Sec	1/4	1/4	Tax Lot	Gvt Lot or DLC	Acres (if applicable)	POD(s) or POA(s) to be used (from Table 1)	Priority Date			
EXAMPLE																							
2	S	9	E	15	NE	NW	100		15.0	POD #1 POD #2	POU/POD	2	S	9	E	15	NW	NW	100	1	10.0	POD #5	
"	"	"	"	"	"	"	"	"	EXAMPLE	"	"	2	S	9	E	15	SW	NW	200		5.0	POD #6	
											APOA	1	N	13	E	22	NE	NW	100		39.5	BARN HILL + NEW Well	2/28/14
											APOA	1	N	13	E	22	SE	NW	100		36.5	BARN HILL + NEW Well	2/28/14
											APOA	1	N	13	E	22	NE	SW	200		33.2	BARN HILL + NEW Well	2/28/14
											APOA	1	N	13	E	22	SE	SW	200		21.2	BARN HILL + NEW Well	2/28/14
											APOA	1	N	13	E	22	NW	SE	100		6.7	BARN HILL + NEW Well	2/28/14
											APOA	1	N	13	E	22	SW	SE	900		36.9	BARN HILL + NEW Well	2/28/14
											APOA	1	N	13	E	22	SE	SE	900		2.4	BARN HILL + NEW Well	2/28/14
											APOA	1	N	13	E	27	NW	NE	500		27.8	BARN HILL + NEW Well	2/28/14
											APOA	1	N	13	E	27	NE	NW	500		5.3	BARN HILL + NEW Well	2/28/14
TOTAL ACRES											TOTAL ACRES										209.5		

Additional remarks: _____

Permit # _____

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

If YES, list the other certificate, permit, or ground water registration numbers: 81733 + 617459



If the permit(s) are for irrigation or supplemental irrigation use, other water rights existing on the same land for irrigation that are subject to transfer must either change concurrently or be cancelled. Any change to a water right certificate or ground water registration must be filed separately in a water right transfer application or ground water registration modification application, respectively.

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://apps2.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.

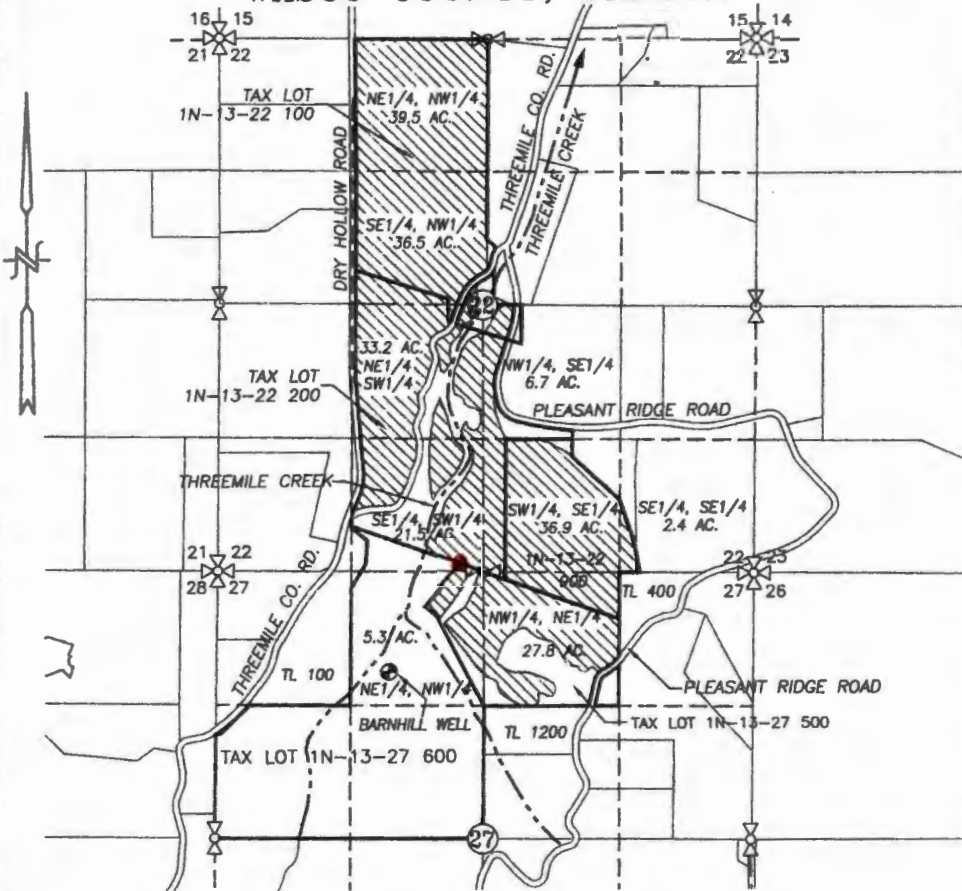
Table 3. Construction of Point(s) of Appropriation

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
BARAKILL	YES	L56342	1190	8" + 6"	30.5 815			575	BASALT SCT FRAE	225gpm
APDA	STARTED	START 206346	NOW 750							

T 12346

SECTIONS 22 & 27, TWP.1 N. RANGE 13 E. W.M.
 WASCO COUNTY, OREGON



proposed well
 45.54780
 -121.17945
 1N13E sec 22
 SE SW

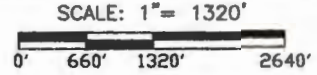
EXISTING
 BARNHILL Well
 45.54529
 -121.18099
 1N13E sec 27
 NENW

LEGEND :

- ⊙ BARNHILL WELL & METER (WASC 51246): 990' S. & 925' W. OF N1/4 COR. SEC. 27
- SUPPLEMENTAL APPLICATION AREA = 209.8 ACRES
- - - 4" IRRIGATION MAIN
- CREEK WITH DIRECTIONAL FLOW

RECEIVED BY DWR
 FEB 28 2014
 SALEM, OR

WATER RIGHT
GROUNDWATER APPLICATION MAP



APPLICATION No. _____
 PERMIT No. _____
 IN THE NAME OF:
JOHN CARTER
 DATE: FEBRUARY 13, 2014



EXPIRES: 06/30/2014

BY: **TENNESON ENGINEERING CORP.**
 3775 CRATES WAY
 THE DALLES, OREGON. 97058
 PH. 541-296-9177
 FAX 541-296-6657



NOTE:
 "THIS MAP IS NOT INTENDED TO
 PROVIDE DIMENSIONS OR LOCATIONS
 OF PROPERTY OWNERSHIP LINES."

G-1770 W.O. #13699wr

Date Postmarked _____
 Date Hand-Delivered _____
 Date Region Office Rec'd _____

W **206346**
 OWRD Receipt _____
 Date Fee Received _____
 Check No. _____

START CARD

NOTICE OF BEGINNING OF WELL CONSTRUCTION
 (as required by ORS 537.762)

This form must be completed and the original mailed or delivered to the region office within which the well is being constructed, converted, altered, deepened, or abandoned using one of the following methods: (a) by regular mail no later than three (3) calendar days (72 hours) prior to commencement of work; (b) by hand delivery, during regular office hours before work is commenced; or (c) by FAX before work is commenced. If method (c) is used, a legible copy of the start card shall also be mailed or delivered to the region office no later than the day work is commenced. The fee required under ORS 537.762(5) for the construction of a new well, deepening of an existing well, conversion of a monitoring well, geotechnical hole, or other hole shall be submitted to the Water Resources Department, 725 Summer Street NE Suite A, Salem, OR 97301-1266 with a duplicate copy of the start card. The Water Resources Commission has authority to impose civil penalties for failure to submit the required \$225 fee with the start card, for failure to submit the \$225 fee in a timely manner, and for failure to timely submit start cards.

Owner's name: C&F Orchards
 Home Phone: (541) 256-9313 Mailing Address: 3803 Pleasant Ridge Rd
 Work Phone: (541) 943-2685 City, State Zip: The Dalles OR 97058

Type of work: Fee New Construction No Fee Alteration (Repair/Recondition)
 Required: Conversion Required: Abandonment Orig. Start
 Deepening Orig. Start Card No. _____
 Card No. _____

Proposed Commencement Date: 2-9-16

Existing or Proposed Well Depth: 1000 Diameter: 10 Original Well I.D. Label Number: _____

Use: Monitoring Domestic Irrigation Community (Public System) Industrial/Commercial
 Livestock Dewatering Thermal Injection Other _____

Proposed Well Location:
 County Wasco Township 1 N Range 12 E Section 31 Tax Lot 200
North or South East or West
 1/4 SW 1/4 NE Or Latitude _____ Longitude _____

Street Address of well, if not assigned, nearest address:
3803 Pleasant Ridge Rd The Dalles OR 97058

We have read the back of this form and the information provided is accurate to the best of our knowledge.

Owner/Agent Name _____ Bonded Water Supply/Monitor Well Constructor Name Jim Tibbitts License No. 1782
 Date Signed _____ Company TIBBITT Well Drilling Llc Date Signed 1-20-16

OWNER PLEASE NOTE: This is not a water right application. The owner is responsible for obtaining a water right through the Water Resources Department, if required. The Oregon Health Division requires plans to be submitted and approved prior to construction if the well is to be used as a public system.

ADDITIONAL IMPORTANT INFORMATION ON BACK.

Land Use Information Form



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

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.

Land Use Information Form



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

Applicant: John Carter
First Last

Mailing Address: 3803 Pleasant Ridge Rd
The Dalles OR 97058 Daytime Phone: (541) 993-2585
City State Zip

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:
IN	13E	22		100		<input type="checkbox"/> Diverted	<input type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	#7
IN	13E	22		200		<input type="checkbox"/> Diverted	<input type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	#7
IN	13E	22		900		<input type="checkbox"/> Diverted	<input type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	
IN	13E	27		500		<input checked="" type="checkbox"/> Diverted	<input type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	
IN	13E	27		600		<input checked="" type="checkbox"/> Diverted		<input checked="" type="checkbox"/> Used	

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

WASCO

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: 89 ~~124~~ + ~~73~~ 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:

New irrigation well about 1000ft south of existing declining FLWIN Well To supplement irrigation.

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. →

T 12346

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): WCLUDO Section 3.210

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
		<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: Patricia Neighbor Title: Associate Planner
 Signature: [Signature] Phone: 531-506-2560 Date: 7/23/2015
 Government Entity: Wasco 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: _____

T 12346

STATE OF OREGON

COUNTY OF WASCO

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

JOHN CARTER
KAREN CARTER
3803 PLEASANT RIDGE RD
THE DALLES, OR 97058

The specific limits and conditions of the use are listed below.

APPLICATION FILE NUMBER: G-17778

SOURCE OF WATER: BARNHILL WELL (WASC 51246/L56342) IN THREEMILE CREEK BASIN

PURPOSE OR USE: SUPPLEMENTAL IRRIGATION OF 209.5 ACRES

MAXIMUM RATE: 0.89 CUBIC FOOT PER SECOND

PERIOD OF USE: MARCH 1 THROUGH OCTOBER 1

DATE OF PRIORITY: FEBRUARY 28, 2014

WELL LOCATION: NE $\frac{1}{4}$ NW $\frac{1}{4}$, SECTION 27, T1N, R13E, W.M.; 990 FEET SOUTH AND 925 FEET WEST FROM N1/4 CORNER, SECTION 27

The amount of water used for irrigation under this right, 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 and 3.0 acre-feet for each acre irrigated during the irrigation season of each year.

THE PLACE OF USE IS LOCATED AS FOLLOWS:

NE $\frac{1}{4}$ NW $\frac{1}{4}$ 39.5 ACRES
SE $\frac{1}{4}$ NW $\frac{1}{4}$ 36.5 ACRES
NE $\frac{1}{4}$ SW $\frac{1}{4}$ 33.2 ACRES
SE $\frac{1}{4}$ SW $\frac{1}{4}$ 21.2 ACRES
NW $\frac{1}{4}$ SE $\frac{1}{4}$ 6.7 ACRES
SW $\frac{1}{4}$ SE $\frac{1}{4}$ 36.9 ACRES
SE $\frac{1}{4}$ SE $\frac{1}{4}$ 2.4 ACRES

SECTION 22

TOWNSHIP 1 NORTH, RANGE 13 EAST, W.M.

Application G-17778

Water Resources Department

PERMIT G-17459

NW ¼ NE ¼ 27.8 ACRES
NE ¼ NW ¼ 5.3 ACRES
SECTION 27
TOWNSHIP 1 NORTH, RANGE 13 EAST, W.M.

Measurement devices, and recording/reporting of annual water use conditions:

- A. Before water use may begin under this permit, the permittee shall install a totalizing flow meter at each point of appropriation. The permittee shall maintain the device in good working order.
- B. The permittee shall allow the watermaster access to the device; provided however, where any device is located within a private structure, the watermaster shall request access upon reasonable notice.
- C. The permittee shall keep a complete record of the volume of water diverted each month, and shall submit a report which includes water-use measurements to the Department annually or more frequently as may be required by the Director. Further, the Director may require the permittee to report general water-use information, including the place and nature of use of water under the permit.
- D. The Director may provide an opportunity for the permittee to submit alternative measuring and reporting procedures for review and approval.

Static Water Level Conditions

The Department requires the water user to obtain, from a qualified individual (see below), and report annual static water levels for each well on the permit. The static water level shall be measured in the month of March. Reports shall be submitted to the Department within 30 days of measurement.

The permittee shall report an initial March static water-level measurement once well construction is complete and annual measurements thereafter. Annual measurements are required whether or not the well is used. The first annual measurement will establish a reference level against which future measurements will be compared. However, the Director may establish the reference level based on an analysis of other water-level data. The Director may require the user to obtain and report additional water levels each year if more data are needed to evaluate the aquifer system.

All measurements shall be made by a certified water rights examiner, registered professional geologist, registered professional engineer, licensed well constructor or pump installer licensed by the Construction Contractors Board. Measurements shall be submitted on forms provided by, or specified by, the Department. Measurements shall be made with equipment that is accurate to at least the standards specified in OAR 690-217-0045. The Department requires the individual performing the measurement to:

- A. Associate each measurement with an owner's well name or number and a Department well log ID; and
- B. Report water levels to at least the nearest tenth of a foot as depth-to-water below ground surface; and
- C. Specify the method of measurement; and
- D. Certify the accuracy of all measurements and calculations reported to the Department.

The Department may require the discontinuance of groundwater use, or reduce the rate or volume of withdrawal, from the well(s) if any of the following events occur:

- A. Annual water-level measurements reveal an average water-level decline of three or more feet per year for five consecutive years; or
- B. Annual water-level measurements reveal a water-level decline of 15 or more feet in fewer than five consecutive years; or
- C. Annual water-level measurements reveal a water-level decline of 25 or more feet; or
- D. Hydraulic interference leads to a decline of 25 or more feet in any neighboring well with senior priority.

The period of restricted use shall continue until the water level rises above the decline level which triggered the action or the Department determines, based on the permittee's and/or the Department's data and analysis, that no action is necessary because the aquifer in question can sustain the observed declines without adversely impacting the resource or causing substantial interference with senior water rights. The water user shall not allow excessive decline, as defined in Commission rules, to occur within the aquifer as a result of use under this permit. If more than one well is involved, the water user may submit an alternative measurement and reporting plan for review and approval by the Department.

Prior to using water from any well listed on this permit, the permittee shall ensure that the well has been assigned an OWRD Well Identification Number: (Well ID tag), which shall be permanently attached to the well. The Well ID shall be used as a reference in any correspondence regarding the well, including any reports of water use, water level, or pump test data.

STANDARD CONDITIONS

Failure to comply with any of the provisions of this permit may result in action including, but not limited to, restrictions on the use, civil penalties, or cancellation of the permit.

If the number, location, source, or construction of any well deviates from that proposed in the permit application or required by permit conditions, this permit may be subject to cancellation, unless the Department authorizes the change in writing.

If substantial interference with surface water or a senior water right occurs due to withdrawal of water from any well listed on this permit, then use of water from the well(s) shall be discontinued or reduced and/or the schedule of withdrawal shall be regulated until or unless the Department approves or implements an alternative administrative action to mitigate the interference. The Department encourages junior and senior appropriators to jointly develop plans to mitigate interferences.

The well(s) shall be constructed and maintained in accordance with the General Standards for the Construction and Maintenance of Water Supply Wells in Oregon. The works shall be equipped with a usable access port adequate to determine water-level elevation in the well at all times.

If the riparian area is disturbed in the process of developing a point of appropriation, the permittee shall be responsible for restoration and enhancement of such riparian area in accordance with ODFW's Fish and Wildlife Habitat Mitigation Policy OAR 635-415. For purposes of mitigation, the ODFW Fish and Wildlife Habitat Mitigation Goals and Standards, OAR 635-415, shall be followed.

The use may be restricted if the quality of downstream waters decreases to the point that those waters no longer meet state or federal water quality standards due to reduced flows.

Where two or more water users agree among themselves as to the manner of rotation in the use of water and such agreement is placed in writing and filed by such water users with the watermaster, and such rotation system does not infringe upon such prior rights of any water user not a party to such rotation plan, the watermaster shall distribute the water according to such agreement.

Prior to receiving a certificate of water right, the permit holder shall submit to the Water Resources Department the results of a pump test meeting the Department's standards for each point of appropriation (well), unless an exemption has been obtained in writing under OAR 690-217. The Director may require water-level or pump-test data every ten years thereafter.

This permit is for the beneficial use of water without waste. The water user is advised that new regulations may require the use of best practical technologies or conservation practices to achieve this end.

By law, the land use associated with this water use must be in compliance with statewide land-use goals and any local acknowledged land-use plan.

Completion of construction and application of the water shall be made within five years of the date of permit issuance. If beneficial use of permitted water has not been made before this date, the permittee may submit an application for extension of time, which may be approved based upon the merit of the application.

Within one year after making beneficial use of water, the permittee shall submit a claim of beneficial use, which includes a map and report, prepared by a Certified Water Rights Examiner.

Issued *July 30 2015*

E. Timothy Wallin

E. Timothy Wallin, Water Rights Program Manager
for Thomas M. Byler, Director



00068363201500009400050055

Linda Brown, County Clerk for Wasco County, Oregon certify that the instrument identified herein was recorded in the Clerk records



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BARGAIN AND SALE DEED

Until a change is requested, all tax statements should be sent to:

After recording return to:

Carter Orchards, LLC
3803 Pleasant Ridge Road
The Dalles, Oregon 97058

Dunn, Toole, Carter & Coats, LLP
112 West 4th Street
The Dalles, Oregon 97058

The true consideration for this transfer stated in terms of dollars is \$1.00 and other valuable consideration. This transfer is a contribution of property to a limited liability company.

JOHN L. CARTER, Grantor, conveys to CARTER ORCHARDS, LLC, an Oregon limited liability company, Grantee, the following described real property in the County of Wasco, State of Oregon:

SEE ATTACHED EXHIBIT "A"

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 7th day of January, 2015.

JOHN L. CARTER

DUNN, TOOLE, CARTER & COATS, LLP
ATTORNEYS AT LAW
112 West Fourth Street
THE DALLES, OREGON 97058
(541) 296-5421

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STATE OF OREGON)
) ss.
County of Wasco)

The foregoing instrument was acknowledged before me this 7th day of January, 2015, by JOHN L. CARTER.

Kellie Rae Taphouse
Notary Public for Oregon



DUNN, KOLLE, CARTER & COY'S, L.L.P.
ATTORNEYS AT LAW
112 West Fourth Street
THE DALLES, OREGON 97058
(541) 296-5424

Exhibit A to Bargain and Sale Deed

Grantor: John L. Carter

Grantee: Carter Orchards, LLC

EXHIBIT "A"

PARCEL 3:

The following described real property in Section 22, Township 1 North, Range 13 East of the Willamette Meridian, Wasco County, State of Oregon;

Northeast quarter Northwest quarter, ALSO beginning at a point 70.0 feet East of Southwest corner of Northeast quarter of Section 22; thence North $0^{\circ} 30'$ East 585.0 feet; thence North $52^{\circ} 30'$ West 96.0 feet; thence North 678.0 feet to Northeast corner of Southeast quarter Northwest quarter of Section 22; thence West to Northwest corner of said Southeast quarter Northwest quarter of Section 22; thence South to a point 350.63 feet North of Southwest corner of said Southeast quarter Northwest quarter; thence Southeasterly to a point 379.5 feet West and 66.0 feet North of Southeast corner of said Southeast quarter Northwest quarter of Section 22; thence South 231.0 feet; thence Southeasterly 759.0 feet to a point 346.5 feet East and 375.37 feet South of said Southwest corner of Northeast quarter of Section 22; thence North 375.37 feet; thence West 276.5 feet to point of beginning; EXCEPT County Road.

PARCEL 4:

The following described real property in Section 22, Township 1 North, Range 13 East of the Willamette Meridian, Wasco County, State of Oregon:

Beginning at a point 198.0 feet East of Northwest corner of Southwest quarter Southeast quarter of Section 22; thence South 1,385.0 feet, more or less, to a point; thence North $70^{\circ} 10'$ West 200.0 feet, more or less, to South quarter corner of Section 22; thence Northwesterly to a point 452.0 feet North of Southwest corner of Southeast quarter Southwest quarter of Section 22; thence North 2,538.63 feet; thence Southeasterly to a point 66.0 feet North and 940.5 feet East of Southwest corner of Southeast quarter Northwest quarter of Section 22; thence South 231.0 feet; thence Southeasterly to the center of Pleasant Ridge Road; thence Southerly along center line of said County Road to a point 70.0 feet North and 462.0 feet West of Southeast corner of Northwest quarter Southeast quarter of Section 22; thence Southerly to South line of said Northwest quarter Southeast quarter of Section 22; thence West 653.3 feet to point of beginning; EXCEPT County Road.

PARCEL 5:

The following described real property in Section 22, Township 1 North, Range 13 East of the Willamette Meridian, Wasco County, State of Oregon:

Beginning at the Southeast corner of Southwest quarter Southeast quarter of Section 22; thence West along South line of said Southwest quarter Southeast quarter to a point 198.0 feet East of Southwest corner thereof; thence North to a point in North line of said Southwest quarter Southeast quarter said point being 198.0 feet East of the Northwest corner thereof; thence East along North line of said Southwest quarter Southeast quarter to a point 478.5 feet West of Northeast corner thereof, said point being in the West line of that property deeded by Eugene B. Elton and Rose A. Elton, husband and wife, to Ervin William Elton and Helen Marie Elton by deed dated April 28, 1961 and recorded April 28, 1961 in Deed Book 143, Page 432, Wasco County Deed Records; thence South along the West line of said Elton property to a point 250 feet South of the center of the Threemile-Pleasant Ridge County Road; thence South $47^{\circ} 35'$ East 626 feet, to the West line of Southeast quarter Southeast quarter of Section 22; thence South $22^{\circ} 08'$ East 451 feet; thence South $12^{\circ} 30'$ West 293 feet to the South line of Section 22; thence West 236.5 feet to point of beginning.

ALSO the following described real property in Section 27, Township 1 North, Range 13 East of the Willamette Meridian:

Beginning at the Northwest corner of Northeast quarter Northeast quarter of Section 27; thence South 446.0 feet; thence North $70^{\circ} 10'$ West 1,204.0 feet, more or less, to a point due South from a point 198.0 feet East of North quarter corner of Section 27; thence North to North line of Section 27; thence East to the point of beginning, all in Wasco County, State of Oregon.

PARCEL 6:

Beginning at an iron rod in the exact center of Section 22, Township 1 North, Range 13 East of the Willamette Meridian; thence North $89^{\circ} 46' 30''$ East 70 feet to the point of beginning; thence North $0^{\circ} 30'$ East 81.50 feet to an iron rod; thence South $65^{\circ} 05'$ East 160.96 feet to an iron rod; thence South $76^{\circ} 20'$ East 40.90 feet to an iron rod; thence North $68^{\circ} 12' 30''$ East 18.30 feet to an iron rod on the West side of the County Road right of way; thence South $0^{\circ} 20' 30''$ East 10 feet along the West side of the County Road right of way to an iron rod; thence South $89^{\circ} 46' 30''$ West 202.85 feet to the point of beginning all in Wasco County, State of Oregon.

PARCEL 7:

Beginning at the Southwest corner of the Northwest quarter of the Northeast quarter of Section 27, Township 1 North, Range 13 East of the Willamette Meridian and running thence North $30^{\circ} 50'$ West a distance of 1000 feet; thence North $54^{\circ} 16'$ West 147 feet, to the Southerly edge of a private roadway; thence along the edge of said roadway, North $36^{\circ} 20'$ East 541 feet, to an existing fence; thence along said fence South $70^{\circ} 10'$ East, 1609 feet to the Southeast corner of that tract of land conveyed to Robert B. Sanders and Helen E. Sanders and recorded in Book 142, Page 619 of Wasco County Deed Records, said corner being on the East line of said Northwest quarter of the Northeast quarter of Section 27; thence South along said East line 862 feet to the Southeast corner of said subdivision; thence North $88^{\circ} 45'$ West along the South line of said Northwest quarter of the Northeast quarter of Section 27, 1212 feet to the point of beginning.

The above described property is subject to the existing County road across the Southeast corner thereof, which occupies approximately 0.7 acre, within the right of way of said road.

All being in the County of Wasco, State of Oregon.

PARCEL 8:

Beginning at a point on the East line of Northwest quarter of the Northwest quarter of Section 27, Township 1 North, Range 13 East of the Willamette Meridian, County of Wasco, State of Oregon, 12 feet Southerly from the East bank of Three Mile Creek, at an Oak Tree; running thence Southerly along said East line 330 feet more or less, to the Southeast corner of the Northwest quarter of the Northwest quarter of Section 27; thence Westerly along the legal subdivision line 240 feet, more or less, to a tree standing on the East side of and near Three Mile Creek; thence Northeasterly on a line which runs East of and near Three Mile Creek to the point of beginning;

ALSO, the Northwest quarter of the Northeast quarter, the East half of the Northwest quarter, and the Southwest quarter of the Northwest quarter of Section 27, in Township 1 North, Range 13 East of the Willamette Meridian;

ALSO, beginning at a point 12 rods East of the Northwest corner of the Southwest quarter of the Southeast quarter of Section 22, Township 1 North, Range 13 East of the Willamette Meridian; thence South 80 rods; thence West 12 rods to the quarter corner common to Sections 22 and 27, Township 1 North, Range 13 East of the Willamette Meridian and the true point of beginning; thence North $73^{\circ} 38'$ West 1,378.00 feet to a point in the West line of the Southeast quarter of the Southwest quarter of said Section 22; thence North along said West line 56 feet to a point which is the intersection of said West line with an existing fence; thence Southeasterly along said fence to the true point of beginning;

ALSO, a tract of land beginning at the Southeast corner of the Southwest quarter of Section 22, in Township 1 North, Range 13 East of the Willamette Meridian; thence West to the Southwest corner of the Southeast quarter of the Southwest quarter of said Section 22; thence North 24 rods; thence by straight course in a Southeasterly direction to place of beginning; SAVING AND EXCEPTING that part of said Sections 22 and 27; conveyed by Walter L. Morast, et ux, to Earnest L. Morast, et ux, dated May 13, 1964 and recorded May 26, 1964, Microfilm Image No. 64-1170 Deed Records.

ALSO, the right to an easement for a private road, commencing at a point 4 chains South 01° 15' West of an oak tree marked "4-A1"; thence South 11° West 6 chains; thence South 05° West 5 chains and 40 links; thence South 46° 30' West 3 chains; thence South 33° 30' West 7 chains and 77 links to the gate, said road to be 25 feet wide and situated in Section 22, Township 1 North, Range 13 East of the Willamette Meridian;

ALSO, the right to use in common with others an existing private roadway leading from the Northerly boundary of said premises in a Northeasterly direction to the Dry Hollow County Road;

EXCEPTING FROM the above described premises a tract of land described as follows, to-wit: Beginning at the Northwest corner of the Northeast quarter of the Northeast quarter of said Section 27 in said Township 1 North, Range 13 East of the Willamette Meridian; running thence South 24 rods; thence Northwesterly to the Northwest corner of the Northeast quarter of said Section 27; thence East to the place of beginning;

ALSO EXCEPTING that certain tract conveyed to F.B. Post and Nell H. Post, husband and wife, to Giovanni Comini and Rocco Petrone set forth in that certain deed dated October 27, 1925 and recorded December 15, 1925 in Volume 76 at Page 440 of the Deed Records of Wasco County, Oregon, and described as follows, to-wit: Beginning at a point on the legal subdivision line approximately 330 feet Easterly from the Southwest corner of the Northwest quarter of Section 27, Township 1 North, Range 13 East of the Willamette Meridian; running thence Westerly along said legal subdivision line 330 feet, more or less to the above mentioned Southwest corner; thence South along the West line of Section 27, 290 feet, more or less; thence Easterly 40 feet, more or less, to the top of the bluff; thence Northeasterly along the edge of the bluff to the place of beginning. The above described land is situated in the Southwest quarter of the Northwest quarter of Section 27, Township 1 North, Range 13 East of the Willamette Meridian and except the part now used for a County road;

ALSO EXCEPTING the following described tract of land; Beginning at the Southwest corner of the Northwest quarter of the Northeast quarter of Section 27, Township 1 North, Range 13 East of the Willamette Meridian and running thence North 30° 50' West a distance of 1000 feet; thence North 54° 16' West 147 feet to the Southerly edge of a private roadway; thence along the edge of said roadway, North 36° 20' East 541 feet to an existing fence; thence along said fence South 70° 10' East, 1609 feet to the Southeast corner of that tract of land conveyed to Robert E. Sanders and Helen B. Sanders, and recorded in Book 142, Page 619 of Wasco Deed Records, said corner being on the East line of said Northwest quarter of the Northeast quarter of Section 27; thence South along said East line, 862 feet, to the Southeast corner of said subdivision; thence North 88° 45' West along the South line of said Northwest quarter of the Northeast quarter Section 27, 1212 feet, to the point of beginning.

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

Evidence of Use Affidavit

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)
)
 County of WASCO) ss

I, John CARTER, in my capacity as OWNER,
 mailing address 3803 Pleasant Ridge Rd The Dalles OR, 97058
 telephone number (541) 993-2585, being first duly sworn depose and say:

1. My knowledge of the exercise or status of the water right is based on (check one):

- Personal observation Professional expertise

2. I attest that:

- Water was used during the previous five years on the entire place of use for Certificate # ~~58325~~ OR 67186
81733 68638 G17459
- My knowledge is specific to the use of water at the following locations within the last five years:

Certificate #	Township	Range	Mer	Sec	1/4	Gov't Lot or DLC	Acres (if applicable)

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

(continues on reverse side)

3. The water right was used for: (e.g., crops, pasture, etc.): Cherry + Apple trees
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.

John Carter
Signature of Affiant

7/23/15
Date

Signed and sworn to (or affirmed) before me this 23 day of July, 2015.



Sellah Hill
Notary Public for Oregon

My Commission Expires: April 7, 2019

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 checked="" 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

T 12346



**United States Department of Agriculture
Farm Service Agency**

2015 Wasco County, OR

Farm: 1317

Tract: 1162



Wetland Determination Identifiers

- Restricted Use
- Limited Restrictions
- Exempt from Conservation Compliance Provisions
- Section Boundary
- CLU Boundary

USDA FSA maps are for FSA Program administration only. This map does not represent a legal survey or reflect actual ownership; rather it depicts the information provided directly from the producer and/or the 2012 ortho rectified imagery for Oregon. The producer accepts the data "as is" and assumes all risks associated with its use. The USDA Farm Service Agency assumes no responsibility for actual or consequential damage incurred as a result of any user's reliance on this data outside FSA Programs. Wetland identifiers do not represent the size, shape, or specific determination of the area. Refer to your original determination (CPA-026 and attached maps) for exact boundaries and determinations, or contact NRCS.

1" = 537'

T 12346



**United States Department of Agriculture
Farm Service Agency**

2015 Wasco County, OR

Farm: 1317

Tract: 1161

Wetland Determination Identifiers

- Restricted Use
- Limited Restrictions
- Exempt from Conservation Compliance Provisions
- Section Boundary
- CLU Boundary



USDA FSA maps are for FSA Program administration only. This map does not represent a legal survey or reflect actual ownership; rather it depicts the information provided directly from the producer and/or the 2012 or the most recent imagery for Oregon. The producer accepts the data 'as is' and assumes all risks associated with its use. The USDA Farm Service Agency assumes no responsibility for actual or consequential damage incurred as a result of any user's reliance on this data outside FSA Programs. Wetland identifiers do not represent the size, shape, or specific determination of the area. Refer to your original determination (CPA-026 and attached maps) for exact boundaries and determinations, or contact NRCS.

1" = 728'

T 12346



See Page 2 for non-discriminatory Statements.

Abbreviated 156 Farm Record

State : OREGON

Farm Number : 1317

County : WASCO

Operator Name : CARTER ORCHARDS, LLC

Farms Associated with Operator : 41-065-1317

CRP contract numbers : 471

Farm Land Data

Farmland	Cropland	DCP Cropland	WBP	WRP	CRP	GRP	Sugarcane	Farm Status	Number Of Tracts
344.03	240.54	240.54	0.00	0.00	0.00	0.00	0.00	Active	2
State Conservation	Other Conservation	Effective DCP Cropland	Double Cropped	MPL	FAV/WR History	Acre Election	EWP	DCP Ag. Related Activity	
0.00	0.00	240.54	0.00	11.30	Yes	No	0.00	0.00	

Crop Election Choice

ARC Individual	ARC County	Price Loss Coverage

DCP Crop Data

Crop Name	Base Acres	CCC-505 CRP Reduction Acres	CTAP Yield	PLC Yield	HIP

NOTES

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State : OREGON

Farm Number : 1317

County : WASCO

Tract Number : 1161

Description : T1N R13E SEC 22

FAV/WR History : Yes

BIA Unit Range Number :

HEL Status : HEL field on tract.Conservation system is not required - no agricultural commodity

Wetland Status : Tract does not contain a wetland

WL Violations :

Owners : CARTER ORCHARDS, LLC

Other Producers : C & F ORCHARDS, LLC

Tract Land Data

Farm Land	Cropland	DCP Cropland	WBP	WRP	CRP	GRP	Sugarcane
204.10	160.60	160.60	0.00	0.00	0.00	0.00	0.00
State Conservation	Other Conservation	Effective DCP Cropland	Double Cropped	MPL	EWP	DCP Ag. Related Activity	
0.00	0.00	160.60	0.00	0.00	0.00	0.00	

DCP Crop Data

Crop Name	Base Acres	CCC-505 CRP Reduction Acres	CTAP Yield	PLC Yield

NOTES

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Form : FSA-156EZ



United States Department of Agriculture
Farm Service Agency

Program Year : 2015

Date : Jul 23, 2015

Abbreviated 156 Farm Record

State : OREGON
County : WASCO

Farm Number : 1317
Tract Number : 1162

Description : T1N R13E SEC 22 27

FAVWR History : Yes

BIA Unit Range Number :

HEL Status : HEL field on tract. Conservation system is not required - no agricultural commodity

Wetland Status : Tract does not contain a wetland

WL Violations :

Owners : CARTER ORCHARDS, LLC

Other Producers :

Tract Land Data

Farm Land	Cropland	DCP Cropland	WBP	WRP	CRP	GRP	Sugarcane
139.93	79.94	79.94	0.00	0.00	0.00	0.00	0.00
State Conservation	Other Conservation	Effective DCP Cropland	Double Cropped	MPL	EWP	DCP Ag. Related Activity	
0.00	0.00	79.94	0.00	11.30	0.00	0.00	

DCP Crop Data

Crop Name	Base Acres	CCC-505 CRP Reduction Acres	CTAP Yield	PLC Yield

NOTES

Empty box for notes.

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If you wish to file a Civil Rights program complaint of discrimination, complete the USDA Program Discrimination Complaint Form, found online at http://www.ascr.usda.gov/complaint_filing_cust.html, or at any USDA office, or call (866) 632-9902 to request the form. You may also write a letter containing all of the information requested in the form. Send your completed complaint form or letter by mail to U.S. Department of Agriculture, Director, Office of Adjudication, 1400 Independence Avenue, S.W., Washington, D.C. 20250-9410, by fax (202) 690-7442 or email at program.intake@usda.gov. USDA is an equal opportunity provider and employer.



District Permanent Water Right Transfer Supplemental Form D

WATER RIGHTS ISSUED IN THE NAME OF OR WITHIN THE BOUNDARIES OF A DISTRICT

The Department encourages applicants to coordinate with districts during the planning and preparation of transfer applications involving water rights issued in the name of a district or involving the transfer of water rights located within the boundaries of a district.

This form must be included with your transfer application if the transfer involves rights issued in the name of a district or within a district.

1. APPLICANT INFORMATION

Name: John & Karen Carter

Address: 3803 Pleasant Ridge Rd.

City: The Dalles

State: OR

Zip: 97058

Home Phone: (541) 296-9313

Work Phone: (541) 993-2585

Other Phone: _____

Fax: _____

**E-Mail address: jlcarter@gorge.net

2. DISTRICT INFORMATION

District Name: The Dalles Irrigation District

Address: 3503 Olney Rd

City: The Dalles

State: OR

Zip: 97058

Home Phone: (541)296-3366

Work Phone: _____

Other Phone: _____

Fax: _____

**E-Mail address: _____

**** By providing an e-mail address, the district and the applicant consent to receive all correspondence from the Department electronically. Copies of the final order documents will also be mailed.**

3. WATER RIGHT(S) INVOLVED IN TRANSFER

List the water right(s) involved in this transfer:

	Application / Decree	Permit / Previous Transfer	Certificate
1.		G-8638	81733
2.		G-7186	58325
3.		G-17459	
4.		-	
5.		-	
6.		-	

4. DISTRICT CONCURRENCE WITH PROPOSED WATER RIGHT TRANSFER

The district certifies the following:

- (1) The applicant has conferred with the district about the proposed water right transfer application;
- (2) The district has reviewed the applicant's proposed water right transfer application and maps; and
- (3) The district concurs with the proposed water right transfer application.



 District Manager Signature

Daniel Saldivar
 Name (print)

8-6-15
 Date

T 12346

STATE OF OREGON
WATER SUPPLY WELL REPORT

(as required by ORS 537.765)
Instructions for completing this report are on the last page of this form

WELL ID# L **56342**

(START CARD) # **148852**

WASC
51246

(1) OWNER: Well Number: _____

Name **John Carter (C & F Orchards)**
Address **3803 Pleasant Ridge Rd.**
City **The Dalles** State **OR** Zip **97058**

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

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

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

(5) BORE HOLE CONSTRUCTION:
Special Construction approval Yes No Depth of Completed Well **1190** ft.
Explosives used Yes No Type _____ Amount _____

Diameter	HOLE		Material	SEAL		Amount
	From	To		From	To	
12"	0	98	Bentonite	0		
8"	98	815	Shale Trap at			
6"	815	1190	50 ft. Cement	0	815	42 Bags 4 yrds

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

(6) CASING/LINER:

Diameter	From	To	Gauge	Steel	Plastic	Welded	Threaded
Casing: 8"	+2	130.5	.250	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
6"	+2	815	.250	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Liner:				<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Final location of shoe(s) **130.5 & Cement Shoe at 815 ft.**

(7) PERFORATIONS/SCREENS:

From	To	Slot size	Number	Diameter	Total pipe size	Casing	Liner
						<input type="checkbox"/>	<input type="checkbox"/>
						<input type="checkbox"/>	<input type="checkbox"/>
						<input type="checkbox"/>	<input type="checkbox"/>
						<input type="checkbox"/>	<input type="checkbox"/>

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

Pump Bailor Air Flowing Artesian

Yield gal/min	Drawdown	Drill stem at	Time
140		1190	2 hr

Temperature of Water **75** Depth Artesian Flow found _____
Was a water analysis done? Yes By whom _____
Did any strata contain water not suitable for intended use? Too little
 Salty Muddy Odor Colored Other _____
Depth of strata: _____

(9) LOCATION OF WELL by legal description:
County **Wasco** Latitude _____ Longitude _____
Township **1N** N or S. Range **13E** E or W. of W.M.
Section **27** NE 1/4 NW 1/4
Tax lot **500** Lot _____ Block _____ Subdivision _____
Street Address of Well (or nearest address) **3803 Pleasant Ridge Rd. The Dalles, Or.**

(10) STATIC WATER LEVEL:
575 ft. below land surface. Date **02/26/2004**
Artesian pressure _____ lb. per square inch. Date _____

(11) WATER BEARING ZONES:
Depth at which water was first found **319**

From	To	Estimated Flow Rate	SWL
319	330	40	240
980	1150	40	575

(12) WELL LOG: Ground elevation _____

Material	SALEM, OREGON	SWL
Soil	0	13
Gravel	13	25
Clay Hard Gray	25	63
Sandstone Fine Hard Tan	63	70
Clay Brown	70	83
Sand Yellow	83	118
Clay Soft Tan	118	125
Claystone Hard Brown	125	129
Rock Void Cemented	129	160
Basalt Hard Gray	160	172
Basalt Fract. Hard Gray	172	198
Basalt Broken Med. Brown	198	207
Basalt Fract. Vas W/Red Claystone	207	225
Basalt Fract. Med. Brown W/Green	225	
Claystone		245
Sandstone Fine Hard Tan Void	245	
Cemented		275
Basalt Fract. Med. Black	275	300
Rock Fract. Soft Brown Void	300	
Cemented		312
Basalt Fract. Med. Black	312	319
Basalt Fract. Soft Black W/B	319	330
Basalt Fract. Hard Black	330	352
Basalt Fract. Soft Black	352	370

Continued on next page
Date started **07/28/2003** Completed **02/26/2004**

(unbonded) Water Well Constructor Certification:
I certify that the work I performed on the construction, alteration, or abandonment of this well is in compliance with _____ construction standards. Materials used and information reported above are true to my best knowledge and belief.
MAR 29 2004
Signed _____ WWC Number _____
Date _____
WATER RESOURCES DEPT.
SALEM, OREGON

(bonded) Water Well Constructor Certification:
I accept responsibility for the construction, alteration, or abandonment work performed on this well during the construction dates reported above. All work performed during this time is in compliance with Oregon water supply well construction standards. This report is true to the best of my knowledge and belief.
Signed **Charles Austin** WWC Number **790**
Date **03/25/2004**

T 12346

STATE OF OREGON
WATER SUPPLY WELL REPORT

(as required by ORS 537.765)
Instructions for completing this report are on the last page of this form

WELL ID # L 86342

(START CARD) # 148852

Page 2

WASC
51246

(1) OWNER: Well Number: _____

Name John Carter (C & F Orchards)
Address 3903 Pleasant Ridge Rd.
City The Dalles State OR Zip 97068

(2) TYPE OF WORK:

New Well Deepening Alteration (repair/recondition) Abandonment

(3) DRILL METHOD:

Rotary Air Rotary Mud Cable Auger
 Other

(4) PROPOSED USE:

Domestic Community Industrial Irrigation
 Thermal Injection Livestock Other

(5) BORE HOLE CONSTRUCTION:

Special Construction approval Yes No Depth of Completed Well _____ ft.
Explosives used Yes No Type _____ Amount _____

Diameter	HOLE		SEAL		Amount sacks or pounds
	From	To	Material	From To	

How was seal placed: Method A B C D E
 Other

Backfill placed from _____ ft. to _____ ft. Material _____

Gravel placed from _____ ft. to _____ ft. Size of gravel _____

(6) CASING/LINER:

Casing:	Diameter	From	To	Gauge	Material			
					Steel	Plastic	Welded	Threaded
					<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
					<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
					<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
					<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
					<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
					<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
					<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
					<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Final location of shoe(s) _____

(7) PERFORATIONS/SCREENS:

Perforations Method _____
 Screens Type _____ Material _____

From	To	Slot size	Number	Diameter	Tele/pipe size	Casing	Liner
						<input type="checkbox"/>	<input type="checkbox"/>
						<input type="checkbox"/>	<input type="checkbox"/>
						<input type="checkbox"/>	<input type="checkbox"/>
						<input type="checkbox"/>	<input type="checkbox"/>
						<input type="checkbox"/>	<input type="checkbox"/>

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

Pump Bailer Air Flowing Artesian

Yield gal/min	Drawdown	Drill stem at	Time

Temperature of Water _____ Depth Artesian Flow found _____
Was a water analysis done? Yes By whom _____
Did any strata contain water not suitable for intended use? Too little
 Salty Muddy Odor Colored Other _____
Depth of strata: _____

(9) LOCATION OF WELL by legal description:

County Wasco Latitude _____ Longitude _____
Township 1N N or S. Range 13E E or W. of WM.
Section 27 NE 1/4 NW 1/4
Tax lot 500 Lot _____ Block _____ Subdivision _____
Street Address of Well (or nearest address) 3903 Pleasant Ridge Rd. The Dalles, Or.

(10) STATIC WATER LEVEL:

_____ ft. below land surface. Date _____
Artesian pressure _____ lb. per square inch. Date _____

(11) WATER BEARING ZONES:

Depth at which water was first found _____

From	To	Estimated Flow Rate	SWL

(12) WELL LOG:

Material	Ground elevation		SWL
	From	To	
Basalt Fract. Hard Black	370	430	
Basalt Fract. Hard Gray	430	438	
Void Basalt Fract. Soft Black	438		
Cemented		450	
Basalt Fract. Med. Black	450	542	
Basalt Fract. Med. Black W/Red	542		
Cinders		558	
Void no Circulation Cemented	558	568	
Basalt Fract. Med. Black	568	590	
Basalt Fract. Vas. Med. Black	590	600	
Basalt Fract. Med. Gray	600	615	
Basalt Fract. Med. Black	615	715	
Gravel Med. Size Black W/Green	715		
Claystone		725	
Basalt Med. Fract. Black	725	760	
Basalt Hard Black	760	790	
Basalt Hard Gray	790	825	
Basalt Hard Fract. Gray	825	860	
Basalt Med. Fract.	860	980	
Basalt Soft Fract. WB	980	1150	
Basalt Hard Black	1150	1190	

Date started 07/28/2003 Completed 02/26/2004

(unbonded) Water Well Constructor Certification

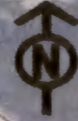
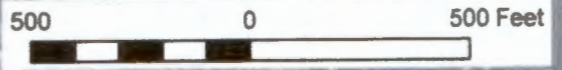
I certify that the work I performed on the construction, alteration, or abandonment of this well is in compliance with Oregon water supply well construction standards. Materials used and information reported above are true to the best of my knowledge and belief.

Signed _____ WWC Number _____
Date _____

(bonded) Water Well Constructor Certification:

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

Signed Charles Austin WWC Number 790
Date 03/25/2004



Proposed well
 lat: 45.54780
 lon: -121.17845
 datum: NAD83 HARN

T1N R13E S22 SW 1/4 of SE 1/4

T1N R13E S27 NW 1/4 of NE 1/4

Tax lot 1N R13E S27 500

Existing well
 lat: 45.54736
 lon: -121.18008
 datum: NAD83 HARN

BARN Hill Well
 45.54529
 -121.18099

Legend

- POD Cert: 81733
- Taxlots
- Qtr. Qtr. Lines
- Section lines

WPN Watershed Professionals Network, LLC

February 3, 2016

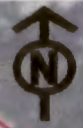


T 12301

Source: Esri, DigitalGlobe, GeoEye, Earthstar Geographics, CNES/Airbus DS, USDA, USGS, AeroGRID, IGN, IGP, swisstopo, and the GIS User Community.

T 12346

500 0 500 Feet



Proposed well
lat: 45.54780
lon: -121.17945
datum: NAD83 HARN

T1N R13E S22 SW 1/4 of SE 1/4

T1N R13E S27 NW 1/4 of NE 1/4

Tax lot 1N R13E S27 500

Existing well
lat: 45.54736
lon: -121.18008
datum: NAD83 HARN

*Bar Hill Well
45.54529
-121.18199*

Legend

- POD Cert: 81733
- Taxlots
- ▭ POU Cert: 81733
- Qtr. Qtr. Lines
- Section lines

CERTIFIED WATER RIGHT EXAMINER
88525CWRE
Niklas Christensen
NIKLAS CHRISTENSEN
JUNE 13, 2013
STATE OF OREGON

WPN Watershed Professionals Network, LLC

February 3, 2016

T 12301

Source: Esri, DigitalGlobe, GeoEye, Earthstar Geographics, CNES/Airbus DS, USDA, USGS, AeroGRID, IGN, IGP, swisstopo, and the GIS User Community

Water Right Transfer Cover Sheet

Transfer T-12346

Transfer Specialist: Sarah

Transfer Type: **Permit Amendment**

Applicant Name/Address: CARTER ORCHARDS LLC 3803 PLEASANT RIDGE RD. THE DALLES, OR 97058	Agent Name/Address:	Rec Landowner Name/Address:
CWRE Name/Number:	Irr. District Name/Address: THE DALLES IRRIGATION DISTRICT 3503 OLNEY RD. THE DALLES, OR 97058	Affected Gov'ts Name/Address: Wasco County
Commentors: Name/Address:		Current Landowner Name/Address:

Water Rights Affected

Records Marked	Records Copied	App File No. or Decree Name	Permit No.	Certificate No.	RR/CR Needed	RR/CR Nos.
<input type="checkbox"/>	<input type="checkbox"/>	G-17778	G-17459		<input type="checkbox"/> Yes <input type="checkbox"/> No	
<input type="checkbox"/>	<input type="checkbox"/>				<input type="checkbox"/> Yes <input type="checkbox"/> No	
<input type="checkbox"/>	<input type="checkbox"/>				<input type="checkbox"/> Yes <input type="checkbox"/> No	

Key Dates & Initial Actions

Rec'd: April 19, 2016	Proposed Action(s): additional point of appropriation	
Fees Pd: 1350.00	WM District: 3	ODFW District:
Initial Notice: April 26, 2016	WM Review sent: 4/20/2016	ODFW Review sent:
Acknowledgement Letter Sent <input checked="" type="checkbox"/>		GW Review sent: 4/20/2016

Processing Dates & Actions

Deficiency Contacts: _____

Newspaper quote requested: _____

not required

DPD Mailed: _____

Request for news \$ sent: _____

ODFW contact sheet sent with DPD, or N/A

News \$ received: _____

WM measurement contact sheet sent, or N/A

PD Signed: _____

Request to publish sent to newspaper: _____

PD Weekly Notice: _____

Affidavit of publication received: _____

DPD Review (Optional)	PD Review (Salem)	Final Order Review (Salem)
Reviewer: _____	Reviewer: _____	Reviewer: _____
Date: _____	Date: _____	Date: _____
Coordinator: _____	Coordinator: _____	Coordinator: _____
Date: _____	Date: _____	Date: _____
Comments/Special Issues:		

Special Order Volume: Vol _____ Pages _____ Final Order Signature Date: _____

Notice of FO email'd to processors _____