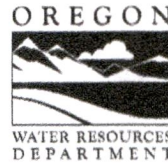


Application for Permanent Water Right Transfer



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

Part 1 of 5 – Minimum Requirements Checklist

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

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

- Part 1 – Completed Minimum Requirements Checklist.
- Part 2 – Completed Transfer Application Map Checklist.
- Part 3 – Application Fee, payable by check to the Oregon Water Resources Department, and completed Fee Worksheet, page 3. Try the new online fee calculator at:
http://apps.wrd.state.or.us/apps/misc/wrd_fee_calculator.
- Part 4 – Completed Applicant Information and Signature.
- Part 5 – Information about Water Rights to be Transferred: **How many water rights are to be transferred? 6 List them here: 73168, 73169, 81680, 74205, 83237, and 4117**
 Please include a separate Part 5 for each water right. (See instructions on page 6)
NOTE: A separate transfer application is required for each water right unless the criteria in OAR 690-380-3220 are met.

Attachments:

- Completed Transfer Application Map.
- Completed Evidence of Use Affidavit and supporting documentation.
- N/A Affidavit(s) of Consent from Landowner(s) (if the applicant does not own the land the water right is on.)
- N/A Supplemental Form D – For water rights served by or issued in the name of an irrigation district. Complete when the transfer applicant is not the irrigation district.
- N/A Oregon Water Resources Department’s Land Use Information Form with approval and signature from each local land use authority in which water is to be diverted, conveyed, and/or used. Not required if water is to be diverted, conveyed, and/or used only on federal lands or if all of the following apply: a) a change in place of use only, b) no structural changes, c) the use of water is for irrigation only, and d) the use is located within an irrigation district or an exclusive farm use zone.
- N/A Water Well Report/Well Log for changes in point(s) of appropriation (well(s)) or additional point(s) of appropriation.
- N/A Geologist Report for a change from a surface water point of diversion to a ground water point of appropriation (well), if the proposed well is more than 500’ from the surface water source and more than 1000’ upstream or downstream from the point of diversion. See OAR 690-380-2130 for requirements and applicability.

(For Staff Use Only)

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

<input type="checkbox"/> Application fee not enclosed/insufficient	<input type="checkbox"/> Map not included or incomplete
<input type="checkbox"/> Land Use Form not enclosed or incomplete	<input type="checkbox"/> Evidence of Use Form not enclosed or incomplete
<input type="checkbox"/> Additional signature(s) required	<input type="checkbox"/> Part _____ is incomplete

Other/Explanation _____

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

Part 2 of 5 – Transfer Application Map

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

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

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

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Part 4 of 5 – Applicant Information and Signature

Applicant Information

APPLICANT/BUSINESS NAME Dan and Eva Henes/Eagle Eye Ventures LLC			PHONE NO. 541-403-1223	ADDITIONAL CONTACT NO.
ADDRESS 42008 SALMON CREEK RD.				FAX NO.
CITY Baker City	STATE OR	ZIP 97814	E-MAIL evaceder@gmail.com	
BY PROVIDING AN E-MAIL ADDRESS, CONSENT IS GIVEN TO RECEIVE ALL CORRESPONDENCE FROM THE DEPARTMENT ELECTRONICALLY. COPIES OF THE FINAL ORDER DOCUMENTS WILL ALSO BE MAILED.				

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

AGENT/BUSINESS NAME Paul Garvin/Garvin HydroGeo LLC			PHONE NO. 503-347-7188	ADDITIONAL CONTACT NO.
ADDRESS 1705 Main St. Ste 101				FAX NO.
CITY Baker City	STATE OR	ZIP 97814	E-MAIL Garvin.hydrogeo@gmail.com	
BY PROVIDING AN E-MAIL ADDRESS, CONSENT IS GIVEN TO RECEIVE ALL CORRESPONDENCE FROM THE DEPARTMENT ELECTRONICALLY. COPIES OF THE FINAL ORDER DOCUMENTS WILL ALSO BE MAILED.				

Explain in your own words what you propose to accomplish with this transfer application, and why:

The water user seeks to add three points of appropriation (wells) and transfer places of use under two supplemental groundwater certificates (73168 and 73169) that allow appropriation from three shallow horizontal wells. In order to ensure primary and supplemental irrigation coverage in the areas desired, the water user also seeks to transfer places of use for primary irrigation under surface water certificates 4117, 81680, and 74205 and supplemental irrigation under surface water certificates 74205 and 83237.

The purpose of changes described within this transfer are to provide the water user with more consistent geographical coverage of water rights and provide more flexibility within the water distribution system.

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

Check One Box

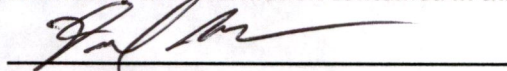
- By signing this application, I understand that, upon receipt of the draft preliminary determination and prior to Department approval of the transfer, I will be required to provide landownership information and evidence that I am authorized to pursue the transfer as identified in OAR 690-380-4010(5);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

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By my signature below, I confirm that I understand:

- Prior to Department approval of the transfer application, I may be required to submit payment to the Department for publication of a notice in a newspaper with general circulation in the area where the water right is located, once per week for two consecutive weeks. If more than one qualifying newspaper is available, I suggest publishing the notice in the following newspaper: Baker City Herald.
- Amendments to the application may only be made in response to the Department's Draft Preliminary Determination (DPD). The applicant will have a period of at least 30 days to amend the application to address any issues identified by the Department in the DPD, or to withdraw the application. Note that amendments may be subject to additional fees, pursuant to ORS 536.050.
- Failure to complete an approved change in place of use and/or change in character of use, will result in loss of the water right (OAR 690-380-6010).
- Refunds may only be granted upon request and, as set forth in ORS 536.050(4)(a), if the Director determines that a refund of all or part of a fee is appropriate in the interests of fairness to the public or necessary to correct an error of the Department.

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


Applicant signature

Daniel Hones
Print Name (and Title if applicable)

5/12/23
Date

Applicant signature

Print Name (and Title if applicable)

Date

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

**If NO, include signatures of all deeded landowners (and mailing and/or e-mail addresses if different than the applicant's) or attach affidavits of consent (and mailing and/or e-mail addresses) from all landowners or individuals/entities to which the water right(s) were conveyed.*

Check the following boxes that apply:

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

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

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

If a property sells, the certificated water right(s) located on the land belong to the new owner, unless a sale agreement or other document states otherwise. For more information see: https://www.oregon.gov/owrd/WRDFormsPDF/Transfer_Property_Transactions.pdf

RECEIVING LANDOWNER NAME			PHONE NO.	ADDITIONAL CONTACT NO.
ADDRESS			Received	
			MAY 28 2024	
CITY	STATE	ZIP	E-MAIL	
OWRD				
Describe any special ownership circumstances:				
The confirming Certificate shall be issued in the name of: <input type="checkbox"/> Applicant <input type="checkbox"/> Receiving Landowner				

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

IRRIGATION DISTRICT NAME	ADDRESS	
CITY	STATE	ZIP

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

ENTITY NAME	ADDRESS	
CITY	STATE	ZIP

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

ENTITY NAME Baker County	ADDRESS 1995 3rd St.	
CITY Baker City	STATE OR	ZIP 97814

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Part 5 of 5 – Water Right Information (1 of 6)

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CERTIFICATE # 73168

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Description of Water Delivery System

System capacity: 5.0 cubic feet per second (cfs)

_____ gallons per minute (gpm)

Describe the current water delivery system or the system that was in place at some time within the last five years. Include information on the pumps, canals, pipelines, and sprinklers used to divert, convey, and apply the water at the authorized place of use.

Wells 1 and 2 consist of 4" diameter drain tiles buried at a depth of 3-4 feet below land surface. Well 1 is approximately 1,190 feet long and trends about North 29° West, Well 2 is approximately 1,520 feet long and trends about North 45° West. The wells both terminate at the location provided in Table 1 below. The wells discharge to a bulge in the system located approximately 120 feet North and 767 feet East from the center of Section 5. A 100 hp pump is used to withdraw water from the bulge and distribute it the places of use.

Table 1. Location of Authorized and Proposed Point(s) of Diversion (POD) or Appropriation (POA)

(Note: If the POD/POA name is not specified on the certificate, assign it a name or number here.)

POD/POA Name or Number	Is this POD/POA Authorized on the Certificate or is it Proposed?	If POA, OWRD Well Log ID# (or Well ID Tag # L-___)	Twp		Rng		Sec	¼ ¼		Tax Lot, DLC or Gov't Lot	Measured Distances (from a recognized survey corner)
Well 1	<input checked="" type="checkbox"/> Authorized <input type="checkbox"/> Proposed	NA	9	S	39	E	5	SW	NE	1400	180 ft N and 650 ft E from the Center of Section 5
Well 2	<input checked="" type="checkbox"/> Authorized <input type="checkbox"/> Proposed	NA	9	S	39	E	5	SW	NE	1400	180 ft N and 650 ft E from the Center of Section 5
Well 4	<input type="checkbox"/> Authorized <input checked="" type="checkbox"/> Proposed	NA	9	S	39	E	5	NW	SE	1400	1,181 ft S and 269 ft E from the Center of Section 5
Well 5	<input type="checkbox"/> Authorized <input checked="" type="checkbox"/> Proposed	NA	9	S	39	E	5	SW	NE	1400	398 ft S and 317 ft E from the Center of Section 5
Well 6	<input type="checkbox"/> Authorized <input checked="" type="checkbox"/> Proposed	NA	9	S	39	E	5	SW	NE	1400	32 ft N and 448 ft E from the Center of Section 5

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

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

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

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

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

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

Table 2. Description of Changes to Water Right Certificate # 73168

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

AUTHORIZED (the "from" or "off" lands) The listing that appears on the certificate BEFORE PROPOSED CHANGES List only that part or portion of the water right that will be changed.											Proposed Changes (see "CODES" from previous page)	PROPOSED (the "to" or "on" lands) The listing as it would appear AFTER PROPOSED CHANGES are made.									
Twp	Rng	Sec	¼ ¼	Tax Lot	Gvt Lot or DLC	Acres	Type of USE listed on Certificate	POD(s) or POA(s) (name or number from Table 1)	Priority Date	Twp		Rng	Sec	¼ ¼	Tax Lot	Gvt Lot or DLC	Acres	New Type of USE	POD(s)/ POA(s) to be used (from Table 1)	Priority Date	
EXAMPLE																					
2	S	9	E 15 NE NW	100		15.0	Irrigation	POD #1 POD #2	1901	POU/POD	2	S	9	E 1 NW NW	500	1	10.0		POD #5	1901	
											2	S	9	E 2 SW NW	500		5.0		POD #6	1901	
										APOA, POU	9	S	39	E 5 SE NW	1400	2	34.5	IS	All	5/24/1978	
										APOA, POU	9	S	39	E 5 NE SW	1400, 1401		16.6	IS	All	5/24/1978	
										APOA, POU	9	S	39	E 5 SE SW	1400, 800		25.2	IS	All	5/24/1978	
										APOA, POU	9	S	39	E 5 NE SE	1400		31.2	IS	All	5/24/1978	
										APOA, POU	9	S	39	E 5 NW SE	1400		33.9	IS	All	5/24/1978	
										APOA, POU	9	S	39	E 5 SW SE	1400		21.1	IS	All	5/24/1978	
										APOA, POU	9	S	39	E 5 SW NE	1400	1	32.1	IS	All	5/24/1978	
										APOA	9	S	39	E 5 SE SE	1400		1.0	IS	All	5/24/1978	
										APOA, POU	9	S	39	E 8 - -	1400	Lot 43	4.1	IS	All	5/24/1978	
TOTAL ACRES:											TOTAL ACRES:						199.7				

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Additional remarks: **Note that due to historical irregularities in land surveys and property line adjustments at the properties in question, only 199.7 of the 218.6 certificated acres of certificate 73168 are within the boundaries of the properties included in this transfer application as follows: 33.9 of 37.2 certificated acres in the SWNE QQ of section 5, 0 of 2.4 certificated acres in the SENE QQ of section 5, and 24.8 of 38 certificated acres in the SWSE QQ of section 5.**

For Place of Use or Character of Use Changes

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

If YES, list the certificate, water use permit, or ground water registration numbers: **4117, 73169, 81680, 74205, 73172, and 83237.**

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

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

Ground water supplemental Permit or Certificate # _____;

Surface water primary Certificate # _____.

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For a change from Supplemental Irrigation Use to Primary Irrigation Use

Identify the primary certificate to be cancelled. Certificate # _____

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

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

Tip: You may search for well logs on the Department's web page at:
http://apps.wrd.state.or.us/apps/gw/well_log/Default.aspx

AND/OR

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

Table 3. Construction of Point(s) of Appropriation

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

Proposed or Authorized POA Name or Number	Is well already built? (Yes or No)	If an existing well: OWRD Well ID Tag No. L-____	Total well depth	Casing Diameter	Casing Intervals (feet)	Seal depth(s) (intervals)	Perforated or screened intervals (in feet)	Static water level of completed well (in feet)	Source aquifer (sand, gravel, basalt, etc.)	Well -specific rate (cfs or gpm). If less than full rate of water right
Well 1	Yes	NA	3'-4'	4"	NA	NA	NA	3'-4'	Alluvial	Full Certificated Rate
Well 2	Yes	NA	3'-4'	4"	NA	NA	NA	3'-4'	Alluvial	
Well 4	No	NA	600	12"	0'-500'	0'-20'	500'-600'	30' (est)	Alluvial	
Well 5	No	NA	600	12"	0'-500'	0'-20'	500'-600'	30' (est)	Alluvial	
Well 6	No	NA	600	12"	0'-500'	0'-20'	500'-600'	30' (est)	Alluvial	

Part 5 of 5 – Water Right Information (2 of 6)

CERTIFICATE # 73169

Description of Water Delivery System

System capacity: 5.0 cubic feet per second (cfs) OR
 _____ gallons per minute (gpm)

Describe the current water delivery system or the system that was in place at some time within the last five years. Include information on the pumps, canals, pipelines, and sprinklers used to divert, convey, and apply the water at the authorized place of use.

Horizontal well 3 consists of 4" diameter drain tiles buried at a depth of 3-4 feet below land surface and is approximately 1,220 feet long and trends East. Horizontal well 3 terminates at the location provided in Table 1 below. The well discharges to a bulge in the system located approximately 120 feet North and 767 feet East from the center of Section 5. A 100 hp pump is used to withdraw water from the bulge and distribute it to the places of use.

Table 1. Location of Authorized and Proposed Point(s) of Diversion (POD) or Appropriation (POA)

(Note: If the POD/POA name is not specified on the certificate, assign it a name or number here.)

POD/POA Name or Number	Is this POD/POA Authorized on the Certificate or is it Proposed?	If POA, OWRD Well Log ID# (or Well ID Tag # L-___)	Twp		Rng		Sec	¼ ¼		Tax Lot, DLC or Gov't Lot	Measured Distances (from a recognized survey corner)
Well 3	<input checked="" type="checkbox"/> Authorized <input type="checkbox"/> Proposed	NA	9	S	39	E	5	SW	NE	1400	120 feet N and 1,000 ft W from the Center of Section 5
Well 4	<input type="checkbox"/> Authorized <input checked="" type="checkbox"/> Proposed	NA	9	S	39	E	5	NW	SE	1400	1,181 ft S and 269 ft E from the Center of Section 5
Well 5	<input type="checkbox"/> Authorized <input checked="" type="checkbox"/> Proposed	NA	9	S	39	E	5	SW	NE	1400	398 ft S and 317 ft E from the Center of Section 5
Well 6	<input type="checkbox"/> Authorized <input checked="" type="checkbox"/> Proposed	NA	9	S	39	E	5	SW	NE	1400	32 ft N and 448 ft E from the Center of Section 5

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

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

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

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

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

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

Table 2. Description of Changes to Water Right Certificate # 73169

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

AUTHORIZED (the "from" or "off" lands) The listing that appears on the certificate BEFORE PROPOSED CHANGES List only that part or portion of the water right that will be changed.											Proposed Changes (see "CODES" from previous page)	PROPOSED (the "to" or "on" lands) The listing as it would appear AFTER PROPOSED CHANGES are made.										
Twp	Rng	Sec	¼ ¼	Tax Lot	Gvt Lot or DLC	Acres	Type of USE listed on Certificate	POD(s) or POA(s) (name or number from Table 1)	Priority Date	Twp		Rng	Sec	¼ ¼	Tax Lot	Gvt Lot or DLC	Acres	New Type of USE	POD(s)/ POA(s) to be used (from Table 1)	Priority Date		
EXAMPLE																						
2	S	9	E 15 NE NW	100		15.0	Irrigation	POD #1 POD #2	1901	POU/POD	2	S	9	E 1 NW NW	500	1	10.0		POD #5	1901		
											2	S	9	E 2 SW NW	500		5.0		POD #6	1901		
										APOA, POU	9	S	39	E 5 SE NW	1400	2	34.5	IS	All	5/16/1983		
										APOA, POU	9	S	39	E 5 NE SW	1400, 1401		16.6	IS	All	5/16/1983		
										APOA, POU	9	S	39	E 5 SE SW	1400, 800		25.2	IS	All	5/16/1983		
										APOA, POU	9	S	39	E 5 NE SE	1400		31.2	IS	All	5/16/1983		
										APOA, POU	9	S	39	E 5 NW SE	1400		33.9	IS	All	5/16/1983		
										APOA, POU	9	S	39	E 5 SW SE	1400		21.1	IS	All	5/16/1983		
										APOA, POU	9	S	39	E 5 SW NE	1400	1	32.1	IS	All	5/16/1983		
										APOA	9	S	39	E 5 SE SE	1400		1.0	IS	All	5/16/1983		
										APOA, POU	9	S	39	E 8 - -	1400	Lot 43	4.1	IS	All	5/16/1983		
TOTAL ACRES:							TOTAL ACRES: 199.7															

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MAY 28 2024
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Additional remarks: Note that due to historical irregularities in land surveys and property line adjustments at the properties in question, only 199.7 of the 218.6 certificated acres of certificate 73168 are within the boundaries of the properties included in this transfer application as follows: 33.9 of 37.2 certificated acres in the SWNE QQ of section 5, 0 of 2.4 certificated acres in the SENE QQ of section 5 , and 24.8 of 38 certificated acres in the SWSE QQ of section 5).

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For Place of Use or Character of Use Changes

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

If YES, list the certificate, water use permit, or ground water registration numbers: 4117,73169, 81680, 74205, 73172, 83237.

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

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

Ground water supplemental Permit or Certificate # _____;
Surface water primary Certificate # _____.

Received
MAY 28 2024

For a change from Supplemental Irrigation Use to Primary Irrigation Use

Identify the primary certificate to be cancelled. Certificate # _____

OWRD

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

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

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

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

AND/OR

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

Table 3. Construction of Point(s) of Appropriation

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

Proposed or Authorized POA Name or Number	Is well already built? (Yes or No)	If an existing well: OWRD Well ID Tag No. L-____	Total well depth	Casing Diameter	Casing Intervals (feet)	Seal depth(s) (intervals)	Perforated or screened intervals (in feet)	Static water level of completed well (in feet)	Source aquifer (sand, gravel, basalt, etc.)	Well-specific rate (cfs or gpm). If less than full rate of water right
Well 3	Yes	NA	3'-4'	4"	NA	NA	NA	3'-4'	Alluvial	Full Certificated rate
Well 4	No	NA	600	12"	0'-500'	0'-20'	500'-600'	30' (est)	Alluvial	
Well 5	No	NA	600	12"	0'-500'	0'-20'	500'-600'	30' (est)	Alluvial	
Well 6	No	NA	600	12"	0'-500'	0'-20'	500'-600'	30' (est)	Alluvial	

14466 -

Map scale waiver request

5 messages

Wed, Mar 13, 2024 at 4:21 PM

Paul Garvin <garvin.hydrogeo@gmail.com>
To: DAVIS Arla L * WRD <arla.l.davis@water.oregon.gov>
Cc: STARNES Patrick K * WRD <patrick.k.starnes@water.oregon.gov>

Hi Arla,

I'm currently preparing a transfer application involving six water right certificates and have run into some difficulties creating practical and legible maps at the 1" = 400' and 1"= 1/4 mi scales. In order to create more legible maps on standard paper stock, I'd like to request permission to use a scale of 1" = 1/8 mile.

Please let me know if this would be amenable to the department.

Thank you,

Paul Garvin



503-347-7188
1705 Main St. Ste. 101
Baker City, OR 97814
GarvinHydroGeo.com

STARNES Patrick K * WRD <patrick.k.starnes@water.oregon.gov>
To: Paul Garvin <garvin.hydrogeo@gmail.com>, DAVIS Arla L * WRD <Arla.L.DAVIS@water.oregon.gov>

Thu, Mar 14, 2024 at 8:21 AM

Good Morning Paul,

Please e-mail me a pdf(s) of the map(s) at the scale that you are requesting a map scale waiver for.

Thank you!

Kelly

Kelly Starnes, Transfer Program Analyst
(He/Him/His)
Oregon Water Resources Department
725 Summer St NE Suite A
Salem OR 97301-1271
Cell phone: 503-979-3511 Fax: 503-986-0903
E-mail: patrick.k.starnes@water.oregon.gov

Please Note: Under Oregon Law, messages to and from this e-mail address may be available to the public.

From: Paul Garvin <garvin.hydrogeo@gmail.com>
Sent: Wednesday, March 13, 2024 4:22 PM
To: DAVIS Arla L * WRD <arla.l.davis@water.oregon.gov>
Cc: STARNES Patrick K * WRD <patrick.k.starnes@water.oregon.gov>
Subject: Map scale waiver request

Received
MAY 28 2024
OWRD

Hi Arla,

I'm currently preparing a transfer application involving six water right certificates and have run into some difficulties creating practical and legible maps at the 1" = 400' and 1"= 1/4 mi scales. In order to create more legible maps on standard paper stock, I'd like to request permission to use a scale of 1" = 1/8 mile.

14466 -

5/16/24, 10:53 AM

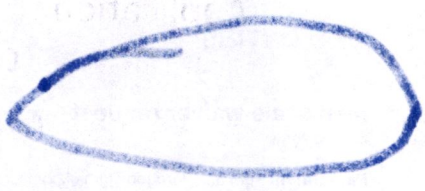
Gmail - Map scale waiver request

Please let me know if this would be amenable to the department.

Thank you,

--

Paul Garvin



[Quoted text hidden]

Paul Garvin <garvin.hydrogeo@gmail.com>
To: STARNES Patrick K * WRD <patrick.k.starnes@water.oregon.gov>
Cc: DAVIS Arla L * WRD <Arla.L.DAVIS@water.oregon.gov>

Thu, Mar 14, 2024 at 10:43 AM

Hi Kelly,

See an attached draft map at the proposed scale, with so much going on with this transfer I think too much detail is lost at the larger scales.

Let me know what you think.

Thank you,
[Quoted text hidden]

--
Paul Garvin



[Quoted text hidden]

049-DRAFTTransfermap1of6.pdf
561K

STARNES Patrick K * WRD <patrick.k.starnes@water.oregon.gov>
To: Paul Garvin <garvin.hydrogeo@gmail.com>
Cc: DAVIS Arla L * WRD <Arla.L.DAVIS@water.oregon.gov>

Thu, Mar 14, 2024 at 10:49 AM

Thank you Paul!

The Department grants a map scale waiver for the attached transfer application map.

Please include a printed copy of this e-mail when you submit the transfer application.

[Quoted text hidden]

Paul Garvin <garvin.hydrogeo@gmail.com>
To: STARNES Patrick K * WRD <patrick.k.starnes@water.oregon.gov>
Cc: DAVIS Arla L * WRD <Arla.L.DAVIS@water.oregon.gov>

Thu, Mar 14, 2024 at 11:09 AM

That sounds good Kelly, thanks!

[Quoted text hidden]

--
Paul Garvin



[Quoted text hidden]

Part 5 of 5– Water Right Information (3 of 6)

Received
MAY 28 2024
OWRD

CERTIFICATE # 4117

Description of Water Delivery System

System capacity: 0.5 cubic feet per second (cfs) OR
_____ gallons per minute (gpm)

Describe the current water delivery system or the system that was in place at some time within the last five years. Include information on the pumps, canals, pipelines, and sprinklers used to divert, convey, and apply the water at the authorized place of use.

The springs arise NWNW of Section 8 and the SESW of Section 5, T9S, R39E. Springs 1 and 2 flow through natural channels to the bulge in the system located in the NW portion of the SESW of Section 5, T9S, R39E and the SWNE of Section 5, T9S, R39E respectively, where the water can be distributed and applied the places of use.

Table 1. Location of Authorized and Proposed Point(s) of Diversion (POD) or Appropriation (POA)

(Note: If the POD/POA name is not specified on the certificate, assign it a name or number here.)

POD/POA Name or Number	Is this POD/POA Authorized on the Certificate or is it Proposed?	If POA, OWRD Well Log ID# (or Well ID Tag # L-___)	Twp		Rng		Sec	¼ ¼		Tax Lot, DLC or Gov't Lot	Measured Distances (from a recognized survey corner)
4117 Spring 1	<input checked="" type="checkbox"/> Authorized <input type="checkbox"/> Proposed		9	S	39	E	8	NW	NW	800	1,133 ft S and 2,422 ft W from the Center of Section 5
4117 Spring 2	<input checked="" type="checkbox"/> Authorized <input type="checkbox"/> Proposed		9	S	39	E	5	SE	SW	1400	1,715 ft S and 2,632 ft W from the Center of Section 5

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

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

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

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

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

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

Table 2. Description of Changes to Water Right Certificate # 4117

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

AUTHORIZED (the "from" or "off" lands) The listing that appears on the certificate BEFORE PROPOSED CHANGES List only that part or portion of the water right that will be changed.													Proposed Changes (see "CODES" from previous page)	PROPOSED (the "to" or "on" lands) The listing as it would appear AFTER PROPOSED CHANGES are made.											
Twp	Rng	Sec	¼ ¼	Tax Lot	Gvt Lot or DLC	Acres	Type of USE listed on Certificate	POD(s) or POA(s) (name or number from Table 1)	Priority Date	Twp	Rng	Sec		¼ ¼	Tax Lot	Gvt Lot or DLC	Acres	New Type of USE	POD(s)/ POA(s) to be used (from Table 1)	Priority Date					
EXAMPLE																									
2	S	9	E 15	NE	NW	100		15.0	Irrigation	POD #1 POD #2	1901	POU/POD	2	S	9	E 1	NW	NW	500	1	10.0		POD #5	1901	
														2	S	9	E 2	SW	NW	500		5.0		POD #6	1901
9	S	39	E 5	SE	SW	1400		2.1	Irrigation	4117 Spring 1, 4117 Spring 2	12/31/1902	POU	9	S	39	E 5	SW	SE	1400		2.1	Irrigation	4117 Spring 1, 4117 Spring 2	12/31/1902	
TOTAL ACRES:						2.1							TOTAL ACRES:						2.1						

Additional remarks: _____.

Received
MAY 28 2024
OWRD

For Place of Use or Character of Use Changes

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

If YES, list the certificate, water use permit, or ground water registration numbers: 73172, 73168, 74205, and 73169.

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

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

Ground water supplemental Permit or Certificate # _____;
Surface water primary Certificate # _____.

Received
MAY 28 2024

For a change from Supplemental Irrigation Use to Primary Irrigation Use

Identify the primary certificate to be cancelled. Certificate # _____

OWRD

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

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

Tip: You may search for well logs on the Department's web page at:
http://apps.wrd.state.or.us/apps/gw/well_log/Default.aspx

AND/OR

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

Table 3. Construction of Point(s) of Appropriation

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

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

Part 5 of 5 – Water Right Information (4 of 6)

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

CERTIFICATE # 74205

Received

Description of Water Delivery System

MAY 28 2024

System capacity: 5.0 cubic feet per second (cfs) OR
 _____ gallons per minute (gpm)

OWRD

Describe the current water delivery system or the system that was in place at some time within the last five years. Include information on the pumps, canals, pipelines, and sprinklers used to divert, convey, and apply the water at the authorized place of use.

Certificate 74205 consists of 21.4 acres of primary irrigation and 197.2 acres of supplemental irrigation. Only 181.7 of acres of the 197.2 certificated acres of supplemental lie within applicants property boundary.

Springs arise at the point of diversion and water is conveyed to the north and west via ditches where it is applied via flood irrigation. Water is also conveyed east via a short conduit under a road and into ditches that move the water to the bulge in the system located approximately 700 ft east of the center of Section 5. From the bulge in the system water can be distributed throughout the places of use via flood irrigation and/or center pivots and sprinklers

Table 1. Location of Authorized and Proposed Point(s) of Diversion (POD) or Appropriation (POA)

(Note: If the POD/POA name is not specified on the certificate, assign it a name or number here.)

POD/POA Name or Number	Is this POD/POA Authorized on the Certificate or is it Proposed?	If POA, OWRD Well Log ID# (or Well ID Tag # L-___)	Twp		Rng		Sec		¼ ¼	Tax Lot, DLC or Gov't Lot	Measured Distances (from a recognized survey corner)
Nelson Spring	<input checked="" type="checkbox"/> Authorized <input type="checkbox"/> Proposed		9	S	39	E	5	NE	SW	1402	850 feet S and 440 ft W for the Center of Section 5

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

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

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

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

Table 2. Description of Changes to Water Right Certificate # 74205

List the change proposed for the acreage in each ¼ ¼. If more than one change is proposed, specify the acreage associated with each change.

AUTHORIZED (the "from" or "off" lands) The listing that appears on the certificate BEFORE PROPOSED CHANGES List only that part or portion of the water right that will be changed.											Proposed Changes (see "CODES" from previous page)	PROPOSED (the "to" or "on" lands) The listing as it would appear AFTER PROPOSED CHANGES are made.											
Twp	Rng	Sec	¼ ¼	Tax Lot	Gvt Lot or DLC	Acres	Type of USE listed on Certificate	POD(s) or POA(s) (name or number from Table 1)	Priority Date	Twp		Rng	Sec	¼ ¼	Tax Lot	Gvt Lot or DLC	Acres	New Type of USE	POD(s)/ POA(s) to be used (from Table 1)	Priority Date			
EXAMPLE																							
2	S	9	E 15 NE NW	100		15.0	Irrigation	POD #1 POD #2	1901	POU/POD	2	S	9	E 1 NW NW	500	1	10.0		POD #5	1901			
											2	S	9	E 2 SW NW	500		5.0		POD #6	1901			
9	S	39	E 5 SW NE	1400	1	7.2	IR	Nelson Spring	5/24/1978	POU	9	S	39	E 5 NE SW	1400		7.2	IR	Nelson Spring	5/24/1978			
9	S	39	E 5 SE NW	1400	2	1.2	IR	Nelson Spring	5/24/1978	POU	9	S	39	E 5 NE SW	1400		2.4	IR	Nelson Spring	5/24/1978			
9	S	39	E 5 NE SW	1401		1.2	IR	Nelson Spring	5/24/1978	POU	9	S	39	E 5 NW SE	1400		2.1	IR	Nelson Spring	5/24/1978			
9	S	39	E 5 NW SE	1400		2.1	IR	Nelson Spring	5/24/1978	POU	9	S	39	E 5 SE SW	0800		15.8	IS	Nelson Spring	5/24/1978			
9	S	39	E 5 NE SW	1400, 1402		3.8	IS	Nelson Spring	5/24/1978	POU													
9	S	39	E 5 NW SE	1400, 1402		2.9	IS	Nelson Spring	5/24/1978	POU													
9	S	39	E 5 SW SE	1400, 1402		3.7	IS	Nelson Spring	5/24/1978	POU													
9	S	39	E 5 SE SW	1400, 1402		5.4	IS	Nelson Spring	5/24/1978	POU													
TOTAL ACRES:						11.7 (IR), 15.8 (IS)						TOTAL ACRES:						11.7 (IR), 15.8 (IS)					

Additional remarks: Nelson Spring.

Received
MAY 28 2024
OWRD

For Place of Use or Character of Use Changes

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

If YES, list the certificate, water use permit, or ground water registration numbers: 4117, 73172, 73168, 73169, 74205, 81680, and 83237

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

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

Ground water supplemental Permit or Certificate # _____;
Surface water primary Certificate # _____.

Received
MAY 28 2024

For a change from Supplemental Irrigation Use to Primary Irrigation Use

Identify the primary certificate to be cancelled. Certificate # _____

OWRD

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

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

Tip: You may search for well logs on the Department's web page at:
http://apps.wrd.state.or.us/apps/gw/well_log/Default.aspx

AND/OR

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

Table 3. Construction of Point(s) of Appropriation

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

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

Part 5 of 5– Water Right Information (5 of 6)

CERTIFICATE # 81680

Received
MAY 28 2024

Description of Water Delivery System

System capacity: 2.0 cubic feet per second (cfs) OR
_____ gallons per minute (gpm)

OWRD

Describe the current water delivery system or the system that was in place at some time within the last five years. Include information on the pumps, canals, pipelines, and sprinklers used to divert, convey, and apply the water at the authorized place of use.

Water is appropriated at the certificated PODs as follows:

Miners #2 diverts water from Mill Creek into Marble Creek, flowing east to meet the Miners #4 POD, where the water is directed south into a pipe underneath Pocahontas Road the into the ditch located at the northwestern portion of the applicant’s property. This ditch flows into the bulge in the system in the SWNE QQ of Section 5 where it can be distributed to the places of use via mainlines that feed center pivots sprinklers and wheellines.

Water from Cavin Springs and Crabill Springs flows NE through and into the Spring Creek channel, where these three PODs enter the west side of the applicants property through a ditch that flows into the bulge in the system in the SWNE QQ of Section 5 where it can be distributed to the places of use via mainlines that feed center pivots sprinklers and wheellines.

Water from Kelly Springs flows over the surface directly into the bulge in the system in the SWNE QQ of Section 5 where it can be distributed to the places of use via mainlines that feed center pivots sprinklers and wheellines.

Table 1. Location of Authorized and Proposed Point(s) of Diversion (POD) or Appropriation (POA)

(Note: If the POD/POA name is not specified on the certificate, assign it a name or number here.)

POD/POA Name or Number	Is this POD/POA Authorized on the Certificate or is it Proposed?	If POA, OWRD Well Log ID# (or Well ID Tag # L-___)	Twp		Rng		Sec	¼ ¼		Tax Lot, DLC or Gov't Lot	Measured Distances (from a recognized survey corner)
1) Marble Creek (Miners #4)	<input checked="" type="checkbox"/> Authorized <input type="checkbox"/> Proposed		9	S	39	E	5	NW	NW	1100	1,206 feet S and 370 ft E from the NW Corner of Section 5
2) Mill Creek (Miners #2)	<input checked="" type="checkbox"/> Authorized <input type="checkbox"/> Proposed		9	S	39	E	6	SE	NW	0200	1,605 feet S and 2,404 ft E from the NW Corner of Section 6
3) Spring Creek	<input checked="" type="checkbox"/> Authorized <input type="checkbox"/> Proposed		9	S	39	E	5	NW	SW	1300	2,524 feet S and 1,250 ft E from the SW Corner of Section 5
4) Kelly Springs	<input checked="" type="checkbox"/> Authorized <input type="checkbox"/> Proposed		9	S	39	E	5	NW	SE	1400	2,567 feet S and 2,128 ft W from the SE Corner of Section 5
5) Cavin Springs	<input checked="" type="checkbox"/> Authorized <input type="checkbox"/> Proposed		9	S	39	E	6	NW	SE	1301	1,328 feet N and 2,196 ft W from the SE Corner of Section 6

6) Crabill Springs	<input checked="" type="checkbox"/> Authorized		9	S	39	E	5	NW	SW	1300	2,238 feet N and 475 ft E from the SW Corner of Section 5
	<input type="checkbox"/> Proposed										

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

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

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

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

Received
MAY 28 2024
OWRD

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

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

Table 2. Description of Changes to Water Right Certificate # 81680

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

AUTHORIZED (the "from" or "off" lands) The listing that appears on the certificate BEFORE PROPOSED CHANGES List only that part or portion of the water right that will be changed.													Proposed Changes (see "CODES" from previous page)	PROPOSED (the "to" or "on" lands) The listing as it would appear AFTER PROPOSED CHANGES are made.												
Twp	Rng	Sec	¼	¼	Tax Lot	Gvt Lot or DLC	Acres	Type of USE listed on Certificate	POD(s) or POA(s) (name or number from Table 1)	Priority Date	Twp	Rng		Sec	¼	¼	Tax Lot	Gvt Lot or DLC	Acres	New Type of USE	POD(s)/ POA(s) to be used (from Table 1)	Priority Date				
EXAMPLE																										
2	S	9	E	15	NE	NW	100		15.0	Irrigation	POD #1 POD #2	1901	POU/POD	2	S	9	E	1	NW	NW	500	1	10.0		POD #5	1901
9	S	39	E	5	NE	SE	1400		6.8	IR	1, 2, 3	1863	POU	9	S	39	E	5	SW	NE	1400	1	2.1	IR	1, 2, 3	1863
													POU	9	S	39	E	5	SE	NW	1400	2	0.5	IR	1, 2, 3	1863
													POU	9	S	39	E	5	NE	SW	1400		4.2	IR	1, 2, 3	1863
TOTAL ACRES:							6.8							TOTAL ACRES:							6.8					

Additional remarks:

Certificated places of use on the applicant's property have a priority date of 1863 and lie within T9S R39E, Section 5 as follows: 30.0 acres in SWNE, 34.0 acres in SENW, and 6.8 acres in NESE. The 1910 Priority date listed on Certificate 81680 lies in the SENE of Section 5, outside of applicants property.

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MAY 28 2024

OWRD

For Place of Use or Character of Use Changes

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

If YES, list the certificate, water use permit, or ground water registration numbers: **73168, 73169, 74205, and 83237.**

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

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

Ground water supplemental Permit or Certificate # _____;
Surface water primary Certificate # _____.

Received
MAY 28 2024

For a change from Supplemental Irrigation Use to Primary Irrigation Use

Identify the primary certificate to be cancelled. Certificate # _____

OWRD

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

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

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

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

AND/OR

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

Table 3. Construction of Point(s) of Appropriation

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

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

14466 -

Part 5 of 5 – Water Right Information (6 of 6)

CERTIFICATE # 83237

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MAY 28 2024
OWRD

Description of Water Delivery System

System capacity: 5.0 cubic feet per second (cfs) OR
_____ gallons per minute (gpm)

Describe the current water delivery system or the system that was in place at some time within the last five years. Include information on the pumps, canals, pipelines, and sprinklers used to divert, convey, and apply the water at the authorized place of use.

Miners #2 diverts water from Mill Creek into Marble Creek, flowing east to meet the Miners #4 POD, where the water is directed south into a pipe underneath Pocahontas Road the into the ditch located at the northwestern portion of the applicant’s property. This ditch flows into the bulge in the system in the SWNE QQ of Section 5 where it can be distributed to the places of use via mainlines that feed center pivots sprinklers and wheel lines.

Table 1. Location of Authorized and Proposed Point(s) of Diversion (POD) or Appropriation (POA)

(Note: If the POD/POA name is not specified on the certificate, assign it a name or number here.)

POD/POA Name or Number	Is this POD/POA Authorized on the Certificate or is it Proposed?	If POA, OWRD Well Log ID# (or Well ID Tag # L-___)	Twp	Rng	Sec	¼	¼	Tax Lot, DLC or Gov't Lot	Measured Distances (from a recognized survey corner)
Marble Creek (Miners #4))	<input checked="" type="checkbox"/> Authorized <input type="checkbox"/> Proposed		9 S	39 E	5	NW	NW	1100	1,206 feet S and 370 ft E from the NW Corner of Section 5
Mill Creek (Miners #2)	<input checked="" type="checkbox"/> Authorized <input type="checkbox"/> Proposed		9 S	39 E	6	SE	NW	0200	1,605 feet S and 2,404 ft E from the NW Corner of Section 6

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

- Place of Use (POU)
- Character of Use (USE)
- Point of Diversion (POD)
- Additional Point of Diversion (APOD)
- Surface Water POD to Ground Water POA (SW/GW)
- Supplemental Use to Primary Use (S to P)
- Point of Appropriation/Well (POA)
- Additional Point of Appropriation (APOA)
- Substitution (SUB)
- Government Action POD (GOV)

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

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

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

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

Table 2. Description of Changes to Water Right Certificate # 83237

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

AUTHORIZED (the "from" or "off" lands) The listing that appears on the certificate BEFORE PROPOSED CHANGES List only that part or portion of the water right that will be changed.										Proposed Changes (see "CODES" from previous page)	PROPOSED (the "to" or "on" lands) The listing as it would appear AFTER PROPOSED CHANGES are made.										
Twp	Rng	Sec	¼ ¼	Tax Lot	Gvt Lot or DLC	Acres	Type of USE listed on Certificate	POD(s) or POA(s) (name or number from Table 1)	Priority Date		Twp	Rng	Sec	¼ ¼	Tax Lot	Gvt Lot or DLC	Acres	New Type of USE	POD(s)/ POA(s) to be used (from Table 1)	Priority Date	
EXAMPLE																					
2	S	9	E 15 NE NW	100		15.0	Irrigation	POD #1 POD #2	1901	POU/POD	2	S	9	E 1 NW NW	500	1	10.0		POD #5	1901	
											2	S	9	E 2 SW NW	500		5.0		POD #6	1901	
9	S	39	E 5 NE SW	1400, 1401, 1402		9.8	IS	Miner #2, Miners #4	8/9/1919	POU	9	S	39	E 5 SW SE	1400		9.9	IS	Miner #2, Miners #4	8/9/1919	
9	S	39	E 5 NW SE	1400, 1401		2.9	IS	Miner #2, Miners #4	8/9/1919	POU	9	S	39	E 5 SW NE	1400	1	2.8	IS	Miner #2, Miners #4	8/9/1919	
TOTAL ACRES:						12.7					TOTAL ACRES:						12.7				

Additional remarks:

83237 Certificated places of use lie within the applicant's property boundaries in T9S R39E, Section 5 as follows: 26.0 ac in NESW, 38 acres in NWSE, 32.0 acres in NESE, 30 acres in SWNE, and 34 acres in SENW. Note that the acerages listed on the certificate in NESE and NWSE are transposed and are being considered a scrivener's error, this is clear b/c only 32 acres are irrigable within NESE, the other 8 acres are densely timbered.

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MAY 28 2024
OWRD

For Place of Use or Character of Use Changes

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

If YES, list the certificate, water use permit, or ground water registration numbers: **73168, 73169, 74205, and 81680.**

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

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

Ground water supplemental Permit or Certificate # _____;
Surface water primary Certificate # _____.

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MAY 28 2024

For a change from Supplemental Irrigation Use to Primary Irrigation Use

OWRD

Identify the primary certificate to be cancelled. Certificate # _____

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

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

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

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

AND/OR

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

Table 3. Construction of Point(s) of Appropriation

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

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

14466 -

Application for Water Right Transfer



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

Consent by Deeded Landowner

State of Oregon)
)ss
County of Baker)

I Curtis Dunn in my/our capacity as Landowner(s)

mailing address 42689 Pocahontas Rd Baker City OR 97804

telephone number 541-403-1051, duly sworn depose and say that I/We

consent to the proposed change(s) to Water Right Certificate Number 74205, 83237, and 73168

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

(transfer number, if known)

submitted by Dan Henes/Eagle Eye Ventures

on the property in tax lot number(s) 1402,

Section 5 Township 9 South Range 39 East, W.M.,

located at. 42689 Pocahontas Rd Baker City OR 97804
(site address)

Curtis Dunn
Signature of Affiant

8-24-23
Date

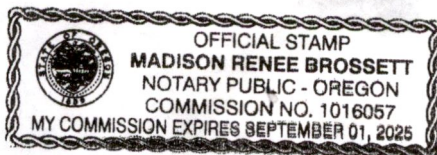
Abby Dunn
Signature of Affiant

8-24-23
Date

Subscribed and Sworn to before me this 24 day of August, 2023

Madison Brossett
Notary Public for Oregon

My commission expires 9-1-2025.



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14466 -

Application for Water Right Transfer



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

Consent by Deeded Landowner

State of Oregon)
)ss
County of Baker)

I Kris and Katie Koenig in my/our capacity as Landowner(s)

mailing address 42690 Pocahontas Rd, Baker City OR 97814

telephone number (406) 544-3983, duly sworn depose and say that I/We

consent to the proposed change(s) to Water Right Certificate Number 83237, and 73168

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

(transfer number, if known)

submitted by Dan Henes/Eagle Eye Ventures

on the property in tax lot number(s) 1401,

Section 5 Township 9 South Range 39 East, W.M.,

located at: 42690 Pocahontas Rd, Baker City, OR 97814
(site address)

[Signature]
Signature of Affiant

8/21/23
Date

[Signature]
Signature of Affiant

8/21/23
Date

Subscribed and Sworn to before me this 21 day of August, 2023.

[Signature]
Notary Public for Oregon

My commission expires 6/14/26.



Received

MAY 28 2024

OWRD

Application for Water Right Transfer

Evidence of Use Affidavit



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

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

State of Oregon)
) ss
 County of BAKER)

I, DAN HENES, in my capacity as LANDOWNER, IRRIGATOR,

mailing address 42008 SALMON CREEK RD.

telephone number (541)403-1223, being first duly sworn depose and say:

Received
 MAY 28 2024
 OWRD

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

- Personal observation Professional expertise

2. I attest that:

Water was used during the previous five years on the **entire** place of use for Certificate # _____; **OR**

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

Certificate #	Township		Range		Mer	Sec	¼ ¼		Gov't Lot or DLC	Acres (if applicable)
73168, 73169	9	S	39	E	WM	5	SW	NE	1	34.2
73168, 73169	9	S	39	E	WM	5	SE	NW	2	35.2
73168, 73169	9	S	39	E	WM	5	NE	SW		21.6
73168, 73169	9	S	39	E	WM	5	SE	SW		14.2
73168, 73169	9	S	39	E	WM	5	NE	SE		29.8
73168, 73169	9	S	39	E	WM	5	NW	SE		39.2
73168, 73169	9	S	39	E	WM	5	SW	SE		24.8
73168, 73169	9	S	39	E	WM	5	SE	SE		0.6
81680	9	S	39	E	WM	5	SW	NE		30.0
81680	9	S	39	E	WM	5	SE	NW		34.0
81680	9	S	39	E	WM	5	NE	SE		6.8
74205	9	S	39	E	WM	5	SW	NE	1	34.2
74205	9	S	39	E	WM	5	SE	NW	2	35.2
74205	9	S	39	E	WM	5	NE	SE		29.8

74205	9	S	39	E	WM	5	NW	SE		39.2
74205	9	S	39	E	WM	5	NE	SW		21.6
74205	9	S	39	E	WM	5	SE	SW		14.2
74205	9	S	39	E	WM	5	SW	SE		24.8
74205	9	S	39	E	WM	5	SE	SE		0.6
83237	9	S	39	E	WM	5	NE	SE		31.5
83237	9	S	39	E	WM	5	NW	SE		39
83237	9	S	39	E	WM	5	NE	SW		26.0
83237	9	S	39	E	WM	5	SW	NE	1	30.0
83237	9	S	39	E	WM	5	SE	NW	2	34.0

OR

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

(continues on reverse side)

- 3. The water right was used for: (e.g., crops, pasture, etc.): _____
- 4. I understand that if I do not attach one or more of the documents shown in the table below to support the above statements, my application will be considered incomplete.

[Signature]
Signature of Affiant

8/21/2023
Date

Signed and sworn to (or affirmed) before me this 21 day of August, 2023.



[Signature]
Notary Public for Oregon

My Commission Expires: 06/14/2026

Received
MAY 28 2024

OWRD

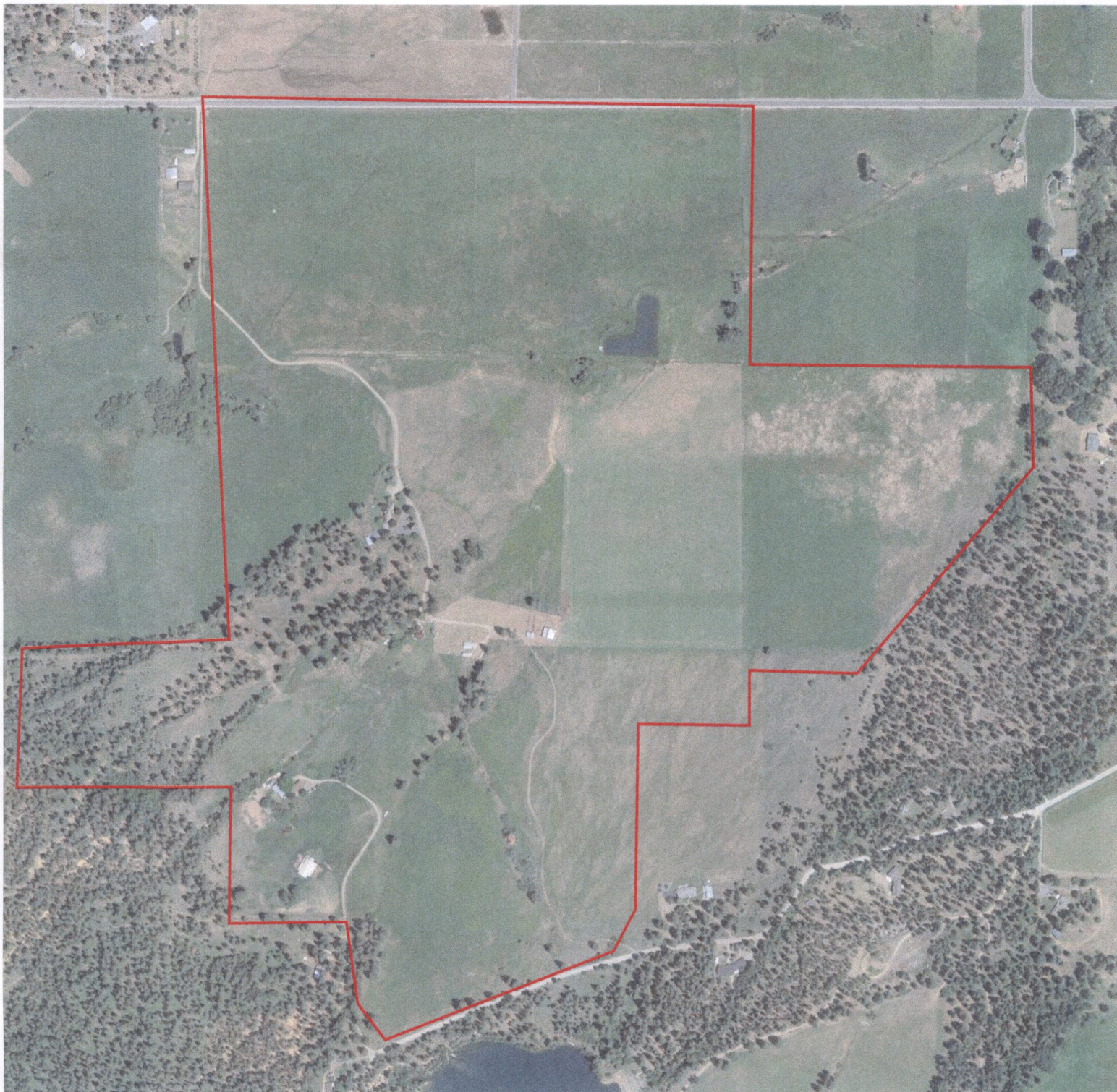
Supporting Documents	Examples
<input type="checkbox"/> Copy of a water right certificate that has been issued within the last five years. (not a remaining right certificate)	Copy of confirming water right certificate that shows issue date
<input type="checkbox"/> Copies of receipts from sales of irrigated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

Received
 MAY 28 2024
 OWRD

Map to accompany evidence of use affidavit
Aerial Imagery Date: 6/2015



= approximate property boundary



Received
MAY 28 2024

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OWRD

Land Use Information Form



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

Received
MAY 28 2024
OWRD

NOTE TO APPLICANTS

In order for your application to be processed by the Oregon Water Resources Department (OWRD), this Land Use Information Form must be completed by a local government planning official in the jurisdiction(s) where your water right will be diverted, conveyed, used, and developed. The planning official may choose to complete the form while you wait or return the "Receipt Acknowledging Request for Land Use Information" to you. Applications received by OWRD without the Land Use Information Form, or the signed receipt, will be returned to you. **IMPORTANT:** Please note that while OWRD can accept a signed receipt as part of intake for an application for a new permit to use or store water, a completed Land Use Information Form is required for OWRD's acceptance of all other applications. Please be aware that your application cannot be approved without land use approval.

This form is NOT required if:

- 1) Water is to be diverted, conveyed, and used on federal lands only; **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 a new water right or modifying an existing water right. The Oregon Water Resources Department (OWRD) requires applicants to obtain land use information to ensure the water right does not result in land uses that are incompatible with your comprehensive plan. Please complete the form and return it to the applicant for inclusion in their application. **NOTE:** For new water right applications only, if you are unable to complete this form while the applicant waits, you may complete the "Receipt Acknowledging Request for Land Use Information" and return it to the applicant.

You will receive notice via OWRD's weekly Public Notice once the applicant formally submits their request to OWRD. The notice will give more information about OWRD's water right process and provide additional comment opportunities. If you previously only completed the receipt for an application for a new permit to use or store water, you will have 30 days from the Public Notice date to complete the Land Use Information Form and return it to OWRD. Your attention to this request for information is greatly appreciated. If you have questions concerning this form, please contact OWRD's Customer Service Group at 503-986-0900 or WRD_DL_customerservice@water.oregon.gov.

Land Use Information Form



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

NAME Dan and Eva Henes/Eagle Eye Ventures LLC				PHONE 541-403-1223	
MAILING ADDRESS 42008 Salmon Creek Rd.					
CITY Baker City		STATE OR	ZIP 97814	EMAIL evaceder@gmail.com	

Received
 MAY 28 2024
 OWRD

A. Land and Location

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

Township	Range	Section	¼ ¼	Tax Lot #	Plan Designation (e.g., Rural Residential/RR-5)	Water to be:			Proposed Land Use:
9S	39E	5	NWNW	1100	RR-5	<input checked="" type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input type="checkbox"/> Used	RR
9S	39E	6	NWSE	1301	EFU	<input checked="" type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input type="checkbox"/> Used	EFU
9S	39E	5	NWSW	1300	EFU	<input checked="" type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input type="checkbox"/> Used	EFU
9S	39E	8	NWNW	1400	Timber Grazing	<input checked="" type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input type="checkbox"/> Used	Timber Grazing
9S	39E	5	SESW	0800	Timber Grazing	<input checked="" type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	Timber Grazing
9S	39E	5	SENW	1400	EFU	<input type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	EFU
9S	39E	5	SWNE	1400	EFU	<input type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	EFU
9S	39E	5	NESW	1400	EFU	<input type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	EFU
9S	39E	5	NWSE	1400	EFU	<input checked="" type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	EFU
9S	39E	5	NESE	1400	EFU	<input type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	EFU
9S	39E	5	SESE	1400	EFU	<input type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	EFU
9S	39E	5	NWSW	1300	EFU	<input checked="" type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input type="checkbox"/> Used	EFU
9S	39E	6	SENW	0200	RR-5	<input checked="" type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input type="checkbox"/> Used	RR
9S	39E	6	NWSE	1301	EFU	<input checked="" type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input type="checkbox"/> Used	EFU

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

Baker

NOTE: A separate Land Use Information Form must be completed and submitted for each county and city, as applicable.

B. Description of Proposed Use

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

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

Source of water: Reservoir/Pond Ground Water Surface Water (name) Marble Creek, Mill Creek

Estimated quantity of water needed: 5.1 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:

The water user seeks to add three points of appropriation (wells) and transfer places of use under two supplemental groundwater certificates (73168 and 73169) that allow appropriation from three shallow horizontal wells. In order to ensure primary and supplemental irrigation coverage in the areas desired, the water user also seeks to transfer places of use for primary irrigation under surface water certificates 4117, 81680, and 74205 and supplemental irrigation under surface water certificates 74205 and 83237.

The purpose of changes described within this transfer are to provide the water user with more consistent geographical coverage of water rights and provide more flexibility within the water distribution system.

Note to applicant: For new water right applications only, if the Land Use Information Form cannot be completed while you wait, please have a local government representative sign the receipt on the bottom of page 4 and include it with the application filed with the Oregon Water Resources Department.

See Page 4 →

Received
MAY 28 2024
OWRD

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 use(s), including proposed construction, are allowed outright or are not regulated by your comprehensive plan. Cite applicable ordinance section(s): BC20 Sections 40.02.A.1, 420.02.A.7 + 510.04.A.2
- Land uses to be served by the proposed water use(s), 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

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

Name: Tara L. Micka Title: Senior Planner

Signature: [Signature] Date: 3/12/2024

Governmental Entity: Baker Co. Planning Dept. Phone: 541-523-8219

Receipt Acknowledging Request for Land Use Information	
Note to Local Government Representative: Please complete this form and return it to the applicant. For new water right applications only , if you are unable to complete this form while the applicant waits, you may complete this receipt and return it to the applicant. If you sign the receipt, you will have 30 days from the date of OWRD's Public Notice of the application to submit the completed Land Use Information Form to Oregon Water Resources Department. Please note while OWRD can accept a signed receipt as part of intake for an application for a new permit to use or store water, a completed Land Use Information Form is required for all other applications.	
Applicant Name: _____	
Staff Name: _____	Title: _____
Staff Signature: _____	Date: _____
Governmental Entity: _____	Phone: _____