

Regular

Denied

Name White Hereford Ranch, Inc.

Address 31053 Eben Ray Lane
Burns, OR. 97720-9338

Change in APOA

Date Filed 4/17/2018

Initial notice date 4/24/2018

DPD issued date _____

PD issued date 10/18/2019

PD notice date 10/22/2019

Date of FO 12/31/2019 Vol 114 Page 653-657

recon-denied FO 04/02/2020 114 378

C-Date _____

COBU due date _____

COBU Received date _____

Certificate issued _____

Assignments: _____

Irrigation District _____

Agent John Short / Water Right Services, LLC

johnshort@usa.com

CWRE Linda Lee Miller # 47708

CC's list Harney County

- Oversized map - Location _____

DESCRIPTION OF WATER RIGHT(S)

Name of Stream Wells

Trib. of Foley & Newman sloughs (Silves R) / Silves River Basin (Mathew L.)

Whitting Slough

Use Supplemental Irrigation County Harney

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

Name of ditch _____

App# G-2418 Per # G-2234 Cert # 84120 PR Date 8/14/1962

App# G-13971 Per # G-12720 Cert # 89525 PR Date 1/4/1995

App# _____ Per # _____ Cert # _____ PR Date _____

App# _____ Per # _____ Cert # _____ PR Date _____

App# _____ Per # _____ Cert # _____ PR Date _____

FEES PAID		
Date	Amount	Receipt #
<u>4-17-18</u>	<u>2,090.⁰⁰</u>	<u>126432</u>

FEES REFUNDED		
Date	Amount	Receipt #



Oregon

Kate Brown, Governor

Water Resources Department

725 Summer St NE, Suite A

Salem, OR 97301

(503) 986-0900

Fax (503) 986-0904

April 2, 2020

WHITE HEREFORD RANCH INC.
31053 EBEN RAY LANE
BURNS, OR 97720-9338

Reference: Transfer Application T-12903

The above referenced transfer application was denied in the records of the Water Resources Department on April 2, 2020, by Special Order Volume 116, Page 378 (copy enclosed).

The transfer application is of no further force or effect.

If you have any questions related to the approval of this transfer, you may contact your caseworker, Scott Grew, by telephone at (503) 986-0890 or by e-mail at Scott.A.Grew@oregon.gov.

Sincerely,

Julie C. Baustian
Water Right Services Support
Transfers and Conservation Section

cc: J R. Johnson, Watermaster Dist. # 10 (via email)
Linda Lee Miller, CWRE
John A. Short, Agent
Harney County

Enclosure

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

In the Matter of Transfer Application	)	RECONSIDERATION OF A FINAL
T-12903, Harney County	)	ORDER RECORDED IN SPECIAL
	)	ORDER VOLUME 114, PAGES 653 -
	)	657, WITHDRAWING A FINAL
	)	ORDER AND ISSUING A
	)	SUPERSEDING FINAL ORDER
	)	APPROVING ADDITIONAL POINTS
	)	OF APPROPRIATION

Authority

Oregon Revised Statutes (ORS) 537.705 and 540.505 to 540.580 establish the process in which a water right holder may submit a request to transfer the point of appropriation, place of use, or character of use authorized under an existing water right. Oregon Administrative Rules (OAR) Chapter 690, Division 380 implement the statutes and provides the Department's procedures and criteria for evaluating transfer applications.

Applicant

WHITE HEREFORD RANCH, INC.
31053 EBEN RAY LANE
BURNS, OR 97720-9338

Findings of Fact

1. On April 17, 2018, WHITE HEREFORD RANCH INC. filed an application for an additional point of appropriation under Certificates 84120 and 89525. The Department assigned the application number T-12903.
2. Notice of the application for transfer was published on April 24, 2018, pursuant to OAR 690-380-4000. No comments were filed in response to the notice.
3. On July 9, 2019, the Department sent a copy of the draft Preliminary Determination proposing to deny Transfer Application T-12903 to the applicant. The draft Preliminary Determination cover letter set forth a deadline of August 8, 2019, for the applicant to respond.
4. On August 7, 2019, the agent for the applicant contacted the department for additional time to resolve deficiencies with the application.

This final order is subject to judicial review by the Court of Appeals under ORS 183.482. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.482(1). Pursuant to ORS 536.075 and OAR 137-003-0675, you may petition for judicial review or petition the Director for reconsideration of this order. A petition for reconsideration may be granted or denied by the Director, and if no action is taken within 60 days following the date the petition was filed, the petition shall be deemed denied.

5. On August 8, 2019 the Department gave the applicant a new deadline of August 15, 2019.
6. On August 12, 2019, the agent submitted the required documents to correct the deficiencies in the application.
7. On August 13, 2019, the Department contacted the agent by electronic correspondence a reminder of the requirement of the Report of Ownership that was also due by August, 15, 2019. No further information was received from the agent by the deadline.
8. On October 18, 2019, the Department issued a Preliminary Determination proposing to deny Transfer Application T-12903 and sent a copy to the applicant. Additionally, notice of the Preliminary Determination for the transfer application was published in the Department's weekly notice on October 22, 2019, pursuant to ORS 540.520 and OAR 690-380-4020. No protests were filed in response to the notice.
9. On October 22, 2019, the Department received an incomplete Report of Land Ownership dated October 21, 2019, and notice of agreement. These were not received by the deadline or prior to the Preliminary Determination. Once a Preliminary Determination is published, the only change to the determination is to protest it pursuant to OAR 690-380-4030.
10. No protests were received within 30 days after the last date of publication of notice of the Preliminary Determination, the Department issued a Final Order to Deny Transfer Application T-12903 in Special Order Volume 114, pages 653 - 657.
11. On March 2, 2020 the Department received a Request for Reconsideration, because of the agent's error in missing the deadline to submit the requirements set out in the draft Preliminary Determination letter, and submitted the portion of the incomplete Report of Land Ownership, being a consent by deeded landowner affidavit dated February 24, 2020.
12. This order is issued to supersede the previous order recorded at Special Order Volume 114, pages 653 – 657.
13. The first right to be transferred is as follows:

Certificate: 84120 in the name of EBEN RAY (perfected under Permit G-2234)
Use: SUPPLEMENTAL IRRIGATION of 19.8 ACRES
Priority Date: AUGUST 14, 1962
Rate: 0.25 CUBIC FOOT PER SECOND
Limit/Duty: The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second, or its equivalent for each acre irrigated, and shall be further limited to a diversion of not to exceed 3.0 acre-feet per acre for each acre irrigated during the irrigation season of each year. The use shall conform to such reasonable rotation system as may be ordered by the proper state officer. The right to the use of the water for the above purpose is restricted to beneficial use on the lands or place of use described.

Source: WELL 1, tributary to FOLEY and NEWMAN SLOUGHS (SILVIES RIVER)

Authorized Point of Appropriation:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
23 S	31 E	WM	5	SW NW	WELL 1 - 880 FEET NORTH AND 600 FEET EAST FROM THE W1/4 CORNER OF SECTION 5

Authorized Place of Use:

SUPPLEMENTAL IRRIGATION						
Twp	Rng	Mer	Sec	Q-Q	GLot	Acres
23 S	31 E	WM	5	NW NW	4	3.5
23 S	31 E	WM	5	SW NW		3.7
23 S	31 E	WM	6	NE NE	11	6.4
23 S	31 E	WM	6	SE NE		6.2
Total						19.8

14. Transfer Application T-12903 proposes additional points of appropriation located as follows:

Twp	Rng	Mer	Sec	Q-Q	GLot	Measured Distances	Approximate Distance from original point of appropriation in feet (ft.)
23 S	31 E	WM	5	NW NW	4	WELL 1 - 1071 FEET SOUTH AND 296 FEET EAST OF THE NW CORNER OF SECTION 5	600 ft.
23 S	31 E	WM	5	NW NW	4	NEW WELL - 1350 FEET NORTH AND 330 FEET EAST OF THE WEST 1/4 CORNER OF SECTION 5	450 ft.
23 S	31 E	WM	6	SE NE		WELL 2 - 1809 FEET SOUTH AND 285 FEET WEST FROM THE NE CORNER OF SECTION 6	1,030 ft.

15. The second right to be transferred is as follows:

- Certificate:** 89525 in the name of WILLIAM SPRINGSTON and NORMA SPRINGSTON (perfected under Permit G-12720)
- Use:** SUPPLEMENTAL IRRIGATION of 82.4 ACRES, BEING 65.9 ACRES FROM WELL #1 AND 16.5 ACRES FROM WELL #2
- Priority Date:** JANUARY 4, 1995
- Rate:** 1.03 CUBIC FEET PER SECOND (CFS), being 0.824 CFS from Well #1 and 0.206 CFS from Well #2.
- Limit/Duty:** The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second, or its equivalent for each acre irrigated, and shall be further limited to a diversion of not to exceed 3.0 acre-feet per acre for each acre irrigated during the irrigation season of each year.

Period of Use: WATER MAY BE APPROPRIATED FOR SUPPLEMENTAL IRRIGATION FROM MARCH 20 THROUGH SEPTEMBER 1 OF EACH YEAR.

Source: TWO WELLS IN THE SILVIES RIVER BASIN WITHIN THE MALHEUR LAKE BASIN

Authorized Points of Appropriation:

Twp	Rng	Mer	Sec	Q-Q	G Lot	Measured Distances
23 S	31 E	WM	5	NW NW	4	WELL 1 - 1071 FEET SOUTH AND 296 FEET EAST FROM THE NW CORNER OF SECTION 5
23 S	31 E	WM	6	SE NE		WELL 2 - 1809 FEET SOUTH AND 285 FEET WEST FROM THE NE CORNER OF SECTION 6

Authorized Place of Use:

SUPPLEMENTAL IRRIGATION							
Twp	Rng	Mer	Sec	Q-Q	G Lot	Acres	Well
22 S	31 E	WM	31	SW SE		7.7	1
22 S	31 E	WM	31	SE SE		4.3	1
23 S	31 E	WM	5	NW NW	4	3.0	1
23 S	31 E	WM	5	SW NW		2.0	1
23 S	31 E	WM	6	NE NE	11	32.9	1
23 S	31 E	WM	6	NW NE	10	11.2	1
23 S	31 E	WM	6	SW NE	6	0.8	1
23 S	31 E	WM	6	SW NE	6	5.5	2
23 S	31 E	WM	6	SE NE		4.0	1
23 S	31 E	WM	6	SE NE		11.0	2
Total						82.4	

16. Transfer Application T-12903 proposes an additional point of appropriation as follows:

Twp	Rng	Mer	Sec	Q-Q	GLot	Measured Distances	Approximate Distance from original point of appropriation in feet (ft.)	
							Well 1	Well 2
23 S	31 E	WM	5	NW NW	4	NEW WELL - 1350 FEET NORTH AND 330 FEET EAST OF THE WEST 1/4 CORNER OF SECTION 5	1490 ft.	725 ft.

Transfer Review Criteria (OAR 690-380-4010)

17. Water has been used within the last five years prior to the submittal of Transfer Application T-12903 according to the terms and conditions of the rights.
18. The proposed change would not result in enlargement of the rights.
19. The proposed change would not result in injury to other water rights.
20. After the complete Report of Ownership information was received on March 2, 2020 the transfer application is complete.

Conclusions of Law

The additional points of appropriation proposed in Transfer Application T-12903 are consistent with the requirements of ORS 537-705 and 540-505 to 540-580 and OAR 690-380-5000.

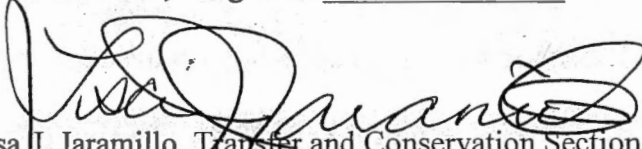
Now, therefore, it is ORDERED:

1. The additional points of appropriation proposed in Transfer Application T-12903 are approved.
2. The right to the use of the water is restricted to beneficial use at the place of use described, and is subject to all other conditions and limitations contained in Certificates 84120 and 89525 and any related decree.
3. Water right Certificates 84120 and 89525 are cancelled.
4. The quantity of water diverted at the additional points of appropriation (Well 1, New Well and Well 2), together with that diverted at the original point of appropriation (Well 1), shall not exceed the quantity of water lawfully available at the original points of appropriation (Well 1) under Certificate 84120.
5. The quantity of water diverted at the additional points of appropriation (New Well), together with that diverted at the original point of appropriation (Well 1 and Well 2), shall not exceed the quantity of water lawfully available at the original points of appropriation (Well 1 and Well 2) under Certificate 89525.
6. Water use measurement conditions:
 - a. Before water use may begin under this order, the water user shall install a totalizing flow meter, or, with prior approval of the Director, another suitable measuring device, at each point of appropriation (new and existing).
 - 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.
7. Water shall be acquired from the same aquifer (water source) as the original point of appropriation.
8. Full beneficial use of the water shall be made, consistent with the terms of this order, on or before **October 1, 2021**. A Claim of Beneficial Use prepared by a Certified Water Right Examiner shall be submitted by the applicant to the Department within one year after the deadline for completion of the changes and full beneficial use of the water.

9. After satisfactory proof of beneficial use is received, new certificates confirming the rights transferred will be issued.

APR 02 2020

Dated in Salem, Oregon on _____



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

Mailing date: APR 07 2020 _____

Water Right Transfer Cover Sheet

Transfer T-12903

Transfer Specialist: Scott

Transfer Type: **Regular**

Applicant Name/Address: WHITE HEREFORD RANCH INC. 31053 EBEN RAY LANE BURNS, OR 97720-9338	Agent Name/Address: JOHN A. SHORT PO BOX 1830 BEND, OR 97709	Rec Landowner Name/Address:
CWRE Name/Number:	Irr. District Name/Address:	Affected Gov'ts Name/Address: County Of Harney planning Department
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-13971	G-12720	89525	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
<input type="checkbox"/>	<input type="checkbox"/>	G-13971	G-12720	84120	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
<input type="checkbox"/>	<input type="checkbox"/>				<input type="checkbox"/> Yes <input type="checkbox"/> No	

Key Dates & Initial Actions

Rec'd: April 17, 2018	Proposed Action(s): ADDITIONAL POINT OF APPROPRIATION	
Fees Pd: 2090.00	WM District: 10	ODFW District:
Initial Notice: April 24, 2018	WM Review sent:	ODFW Review sent:
Acknowledgement Letter Sent <input checked="" type="checkbox"/>		GW Review sent:

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: 10/18/19

Request to publish sent to newspaper: _____

PD Weekly Notice: 10/22/19

Affidavit of publication received: _____

BURNS TIMES - HERALD DENY

DPD Review (Optional)	PD Review (Salem)	Final Order Review (Salem)
Reviewer: <u>Aula</u>	Reviewer: <u>B</u>	Reviewer: <u>Corey</u>
Date: <u>6/18/19</u>	Date: <u>8-19-19</u>	Date: <u>6/27/19</u>
Coordinator: <u>PKS</u>	Coordinator: <u>PKS</u>	Coordinator: <u>PKS</u>
Date: <u>6/27/2019</u>	Date: <u>9-10-2019</u>	Date: <u>12-9-19</u>
Signature Bin Date: <u>7-9-19</u>	Signature Bin Date: <u>10/15/19</u>	Signature Bin Date: <u>12-9-19</u>

Comments/Special Issues:

to DC (see link for DC)
A APDA

Special Order Volume: Vol 119 Pages 653-657 Final Order Signature Date: 12/31/2019

Notice of FO email'd to processors _____

Reconsideration order to approve
reviewer Corey
date 3/4/20 3/6/20
Coordinator PKS
date 3/20/20
Sig bin 3/27/20

February 19, 2020

Thomas M. Byler
Director
Oregon Water Resources Department
725 Summer St. NE, Suite A
Salem, OR 97301

Re: Request for Reconsideration of Denied Transfer T-12903

Dear Mr. Byler:

Please reconsider Final Order denying transfer T-12903, Special Order Volume 114, Page 653 mailed on January 3, 2020.

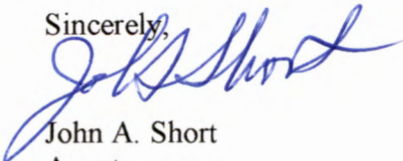
On October 18th, 2019 a Preliminary Determination was issued for T-12903, proposing denial. On page 5, the Preliminary Determination includes the following language, "The Department intends to deny the application unless the deficiency is remedied, or the application is withdrawn. If the deficiencies are remedied and Transfer Application T-12903 is approved, the final order will include the following...."

Our understanding of the PD language was that we have the opportunity to remedy the deficiencies in order to get the transfer approved. The noted deficiency was the lack of the Ownership Report and the lack of notice of agreement. On October 22nd, 2019 we sent in the ownership report and notice of agreement via email to caseworker Scott Grew (email attached). We did not receive a response to this email.

On Monday February 10th, 2020, we met with Scott Grew and Lisa Jaramillo to discuss the issue. It was determined in our meeting that the misunderstanding could be resolved by petitioning for reconsideration. Following the meeting, Scott Grew reviewed the ownership reports provided in October and notified us that a consent form for Tax Lot 1000 needs to be submitted. Attached is the requested signed and notarized Consent by Deeded Landowner form.

Thank you for your help and attention to this matter. Please let us know if there is any additional information needed to clear this matter.

Sincerely,



John A. Short
Agent
Water Right Services, LLC
PO Box 1830
Bend, OR 97709

RECEIVED

MAR 02 2020

OWRD

P.O. Box 1830
Bend, OR 97709

Water Right Services, LLC
John A. Short CCB# 197121
541-389-2837

johnshort@usa.com
www.oregonwater.us

Application for Water Right Transfer

Consent by Deeded Landowner



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

State of Oregon)
)ss
County of HARNEY)

RECEIVED
MAR 02 2020
OWRD

I DAVID & SARAH KING in my/our capacity as OWNER,
mailing address 30827 EBEN RAY LN BURNS, OR 97720,
telephone number (541) 760-4218, duly sworn depose and say that I
consent to the proposed change(s) to Water Right Certificate Number 89525 & 84120
described in a Transfer Application (T-12903) submitted by WHITE HEREFORD RANCH, INC.,
(transfer number, if known)
on the property in tax lot number(s) 1000, Section 5 & 6, Township 23
South, Range 31 East, W.M., located at 30827 EBEN RAY LN BURNS, OR 97720.
(site address)

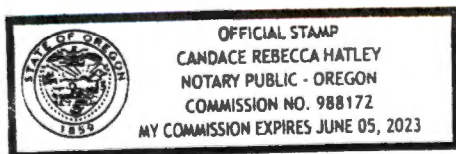
David T King
Signature of Affiant

02/24/2020
Date

Sarah E. King
Signature of Affiant

02/24/2020
Date

Subscribed and Sworn to before me this 24th day of February, 2020.



Candace Hatley
Notary Public for Oregon

My commission expires 5/5/2023



Oregon

Kate Brown, Governor

T-12903
Water Resources Department
725 Summer St NE, Suite A
Salem, OR 97301
(503) 986-0900
Fax (503) 986-0904

December 31, 2019

WHITE HEREFORD RANCH INC.
31053 EBEN RAY LANE
BURNS, OR 97720-9338

Reference: Transfer Application T-12903

The above referenced transfer application was denied in the records of the Water Resources Department on December 31, 2019, by Special Order Volume 114, Page 653 (copy enclosed).

The transfer application is of no further force or effect.

If you have any questions related to the approval of this transfer, you may contact your caseworker, Scott Grew, by telephone at (503) 986-0890 or by e-mail at Scott.A.Grew@oregon.gov.

Sincerely,

Julie C. Baustian
Water Right Services Support
Transfers and Conservation Section

cc: J R. Johnson, Watermaster Dist. # 10 (via email)

John A. Short, Agent
County of Harney Planning Department

Enclosure

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

In the Matter of Transfer Application	)	FINAL ORDER DENYING
T-12903, Harney County	)	ADDITIONAL POINTS OF
	)	APPROPRIATION
)	

Authority

Oregon Revised Statutes (ORS) 537.705 and 540.505 to 540.580 establish the process in which a water right holder may submit a request to transfer the point of appropriation, place of use, or character of use authorized under an existing water right. Oregon Administrative Rules (OAR) Chapter 690, Division 380 implement the statutes and provides the Department's procedures and criteria for evaluating transfer applications.

Applicant

WHITE HEREFORD RANCH, INC.
31053 EBEN RAY LANE
BURNS, OR 97720-9338

Findings of Fact

1. On April 17, 2018, WHITE HEREFORD RANCH INC. filed an application for an additional point of appropriation under Certificates 84120 and 89525. The Department assigned the application number T-12903.
2. Notice of the application for transfer was published on April 24, 2018, pursuant to OAR 690-380-4000. No comments were filed in response to the notice.
3. On July 9, 2019, the Department sent a copy of the draft Preliminary Determination proposing to deny Transfer Application T-12903 to the applicant. The draft Preliminary Determination cover letter set forth a deadline of August 8, 2019, for the applicant to respond. Revisions to the application were made but the report of land ownership and notice of agreement were not received.
4. On October 18, 2019, the Department issued a Preliminary Determination proposing to deny Transfer Application T-12903 and sent a copy to the applicant. Additionally, notice of the Preliminary Determination for the transfer application was published in the Department's weekly notice on October 22, 2019, pursuant to ORS 540.520 and OAR 690-380-4020. No protests were filed in response to the notice.

This final order is subject to judicial review by the Court of Appeals under ORS 183.482. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.482(1). Pursuant to ORS 536.075 and OAR 137-003-0675, you may petition for judicial review or petition the Director for reconsideration of this order. A petition for reconsideration may be granted or denied by the Director, and if no action is taken within 60 days following the date the petition was filed, the petition shall be deemed denied.

5. On October 22, 2019, the department received the report of land ownership and notice of agreement. These were not received by the deadline or prior to the Preliminary Determination.

6. The first right to be transferred is as follows:

Certificate: 84120 in the name of EBEN RAY (perfected under Permit G-2234)
Use: SUPPLEMENTAL IRRIGATION of 19.8 ACRES
Priority Date: AUGUST 14, 1962
Rate: 0.25 CUBIC FOOT PER SECOND
Limit/Duty: The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second, or its equivalent for each acre irrigated, and shall be further limited to a diversion of not to exceed 3.0 acre-feet per acre for each acre irrigated during the irrigation season of each year. The use shall conform to such reasonable rotation system as may be ordered by the proper state officer. The right to the use of the water for the above purpose is restricted to beneficial use on the lands or place of use described.
Source: WELL 1, tributary to FOLEY and NEWMAN SLOUGHS (SILVIES RIVER)

Authorized Point of Appropriation:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
23 S	31 E	WM	5	SW NW	WELL 1 - 880 FEET NORTH AND 600 FEET EAST FROM THE W1/4 CORNER OF SECTION 5

Authorized Place of Use:

SUPPLEMENTAL IRRIGATION						
Twp	Rng	Mer	Sec	Q-Q	GLot	Acres
23 S	31 E	WM	5	NW NW	4	3.5
23 S	31 E	WM	5	SW NW		3.7
23 S	31 E	WM	6	NE NE	11	6.4
23 S	31 E	WM	6	SE NE		6.2
					Total	19.8

7. Transfer Application T-12903 proposes additional points of appropriation located as follows:

Twp	Rng	Mer	Sec	Q-Q	GLot	Measured Distances	Approximate Distance from original point of appropriation in feet (ft.)
23 S	31 E	WM	5	NW NW	4	WELL 1 - 1071 FEET SOUTH AND 296 FEET EAST OF THE NW CORNER OF SECTION 5	600 ft.
23 S	31 E	WM	5	NW NW	4	NEW WELL - 1350 FEET NORTH AND 330 FEET EAST OF THE WEST 1/4 CORNER OF SECTION 5	450 ft.
23 S	31 E	WM	6	SE NE		WELL 2 - 1809 FEET SOUTH AND 285 FEET WEST FROM THE NE CORNER OF SECTION 6	1,030 ft.

8. The second right to be transferred is as follows:

Certificate: 89525 in the name of WILLIAM SPRINGSTON and NORMA SPRINGSTON (perfected under Permit G-12720)

Use: SUPPLEMENTAL IRRIGATION of 82.4 ACRES, BEING 65.9 ACRES FROM WELL #1 AND 16.5 ACRES FROM WELL #2

Priority Date: JANUARY 4, 1995

Rate: 1.03 CUBIC FEET PER SECOND (CFS), being 0.824 CFS from Well #1 and 0.206 CFS from Well #2.

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

Period of Use: WATER MAY BE APPROPRIATED FOR SUPPLEMENTAL IRRIGATION FROM MARCH 20 THROUGH SEPTEMBER 1 OF EACH YEAR.

Source: TWO WELLS IN THE SILVIES RIVER BASIN WITHIN THE MALHEUR LAKE BASIN

Authorized Points of Appropriation:

Twp	Rng	Mer	Sec	Q-Q	G Lot	Measured Distances
23 S	31 E	WM	5	NW NW	4	WELL 1 - 1071 FEET SOUTH AND 296 FEET EAST FROM THE NW CORNER OF SECTION 5
23 S	31 E	WM	6	SE NE		WELL 2 - 1809 FEET SOUTH AND 285 FEET WEST FROM THE NE CORNER OF SECTION 6

Authorized Place of Use:

SUPPLEMENTAL IRRIGATION							
Twp	Rng	Mer	Sec	Q-Q	G Lot	Acres	Well
22 S	31 E	WM	31	SW SE		7.7	1
22 S	31 E	WM	31	SE SE		4.3	1
23 S	31 E	WM	5	NW NW	4	3.0	1

SUPPLEMENTAL IRRIGATION							
Twp	Rng	Mer	Sec	Q-Q	G Lot	Acres	Well
23 S	31 E	WM	5	SW NW		2.0	1
23 S	31 E	WM	6	NE NE	11	32.9	1
23 S	31 E	WM	6	NW NE	10	11.2	1
23 S	31 E	WM	6	SW NE	6	0.8	1
23 S	31 E	WM	6	SW NE	6	5.5	2
23 S	31 E	WM	6	SE NE		4.0	1
23 S	31 E	WM	6	SE NE		11.0	2
Total						82.4	

9. Transfer Application T-12903 proposes an additional point of appropriation as follows:

Twp	Rng	Mer	Sec	Q-Q	GLot	Measured Distances	Approximate Distance from original point of appropriation in feet (ft.)	
							Well 1	Well 2
23 S	31 E	WM	5	NW NW	4	NEW WELL - 1350 FEET NORTH AND 330 FEET EAST OF THE WEST 1/4 CORNER OF SECTION 5	1490 ft.	725 ft.

Transfer Review Criteria (OAR 690-380-4010)

10. Water has been used within the last five years prior to the submittal of Transfer Application T-12903 according to the terms and conditions of the rights.
11. The proposed change would not result in enlargement of the rights.
12. The proposed change would not result in injury to other water rights.
13. As identified in Finding of Fact No. 3 and 5 the transfer application does not meet standards for completeness as per ORS 540.520 and OAR Chapter 690, Division 380.

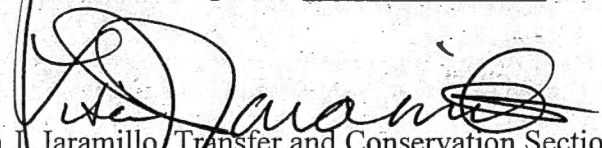
Conclusions of Law

The additional points of appropriation proposed in Transfer Application T-12903 are not consistent with the requirements of ORS 537-705 and 540-505 to 540-580 and OAR 690-380-5000.

Now, therefore, it is ORDERED:

1. The additional points of appropriation proposed in Transfer Application T-12903 are denied.

Dated in Salem, Oregon on DEC 31 2019


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

Mailing date: JAN 03 2020

GREW Scott A * WRD

From: Bryce Withers <brycewrs@gmail.com>
Sent: Tuesday, October 22, 2019 2:40 PM
To: GREW Scott A * WRD
Subject: T-12903 APOA Transfer White Hereford Ranch
Attachments: 22S31E310000500_2.pdf; 23S31E060001000.pdf; 23S31E060000200.pdf

Hi Scott,

Attached are ownership reports for T-12903.

After looking things over, I noticed a mistake on our application. Can you please remove Well 2 as a proposed well for Cert 84120 (FOF #5). Well 2 should only be an authorized well for Cert 89525.

FOF #8: Can we please extend the completion date to 10-1-2024

We are in agreement with the other items.

Publish in Burns Times Herald please.

Please let me know if you have any questions or need any additional information.

Thank you.

--

Bryce Withers

Water Right Specialist
(541)513-5150 cell

Water Right Services, LLC
PO Box 1830
Bend, OR 97709



Oregon

Kate Brown, Governor

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

October 18, 2019

Applicant

WHITE HEREFORD RANCH, INC.
31053 EBEN RAY LANE
BURNS, OR 97720-9338

SUBJECT: Water Right Transfer Application T-12903

Please find enclosed the Preliminary Determination indicating that, based on the information available, the Department intends to deny application T-12903. This document is an intermediate step in the process; water may not be used legally as proposed in the transfer application until a Final Order to approve the transfer has been issued by the Department. Please read this entire letter carefully to determine your responsibility for additional action.

A public notice is being published in the Department's weekly publication, simultaneously with issuance of the Preliminary Determination. The notice initiates a period in which any person may file either a protest opposing the decision proposed by the Department in the Preliminary Determination or a standing statement supporting the Department's decision. The protest period will end 30 days after the Department's notice.

If no protest is filed, the Department will issue a Final Order consistent with the Preliminary Determination. You should receive a copy of the Final Order about 30 days after the close of the protest period.

If a protest is filed, the application may be referred to a contested case proceeding. A contested case provides an opportunity for the proponents and opponents of the decision proposed in the Preliminary Determination to present information and arguments supporting their position in a quasi-judicial proceeding.

Please contact me at scott.a.grew@oregon.gov or 503-986-0890 if I may be of assistance.

Sincerely,

Scott Grew

Transfer Specialist

cc: T-12903
JR Johnson, District 10 Watermaster (*via e-mail*)
John A. Short, Agent for the applicant (*via e-mail*)

encs

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

In the Matter of Transfer Application	)	PRELIMINARY DETERMINATION
T-12903, Harney County	)	PROPOSING DENIAL OF
	)	ADDITIONAL POINTS OF
	)	APPROPRIATION

Authority

Oregon Revised Statutes (ORS) 537.705 and 540.505 to 540.580 establish the process in which a water right holder may submit a request to transfer the point of appropriation, place of use, or character of use authorized under an existing water right. Oregon Administrative Rules (OAR) Chapter 690, Division 380 implement the statutes and provides the Department's procedures and criteria for evaluating transfer applications.

Applicant

WHITE HEREFORD RANCH, INC.
31053 EBEN RAY LANE
BURNS, OR 97720-9338

Findings of Fact

1. On April 17, 2018, WHITE HEREFORD RANCH INC. filed an application for an additional point of appropriation under Certificates 84120 and 89525. The Department assigned the application number T-12903.
2. Notice of the application for transfer was published on April 24, 2018, pursuant to OAR 690-380-4000. No comments were filed in response to the notice.
3. On July 9, 2019, the Department sent a copy of the draft Preliminary Determination proposing to deny Transfer Application T-12903 to the applicant. The draft Preliminary Determination cover letter set forth a deadline of August 8, 2019, for the applicant to respond. Revisions to the application were made but the Report of land ownership and notice of agreement were not received.

4. The first right to be transferred is as follows:

Certificate: 84120 in the name of EBEN RAY (perfected under Permit G-2234)
Use: SUPPLEMENTAL IRRIGATION of 19.8 ACRES
Priority Date: AUGUST 14, 1962
Rate: 0.25 CUBIC FOOT PER SECOND

Pursuant to OAR 690-380-4030, any person may file a protest or standing statement within 30 days after the last date of publication of notice of this preliminary determination.

Limit/Duty: The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second, or its equivalent for each acre irrigated, and shall be further limited to a diversion of not to exceed 3.0 acre-feet per acre for each acre irrigated during the irrigation season of each year. The use shall conform to such reasonable rotation system as may be ordered by the proper state officer. The right to the use of the water for the above purpose is restricted to beneficial use on the lands or place of use described.

Source: WELL 1, tributary to FOLEY and NEWMAN SLOUGHS (SILVIES RIVER)

Authorized Point of Appropriation:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
23 S	31 E	WM	5	SW NW	WELL 1 - 880 FEET NORTH AND 600 FEET EAST FROM THE W1/4 CORNER OF SECTION 5

Authorized Place of Use:

SUPPLEMENTAL IRRIGATION						
Twp	Rng	Mer	Sec	Q-Q	GLot	Acres
23 S	31 E	WM	5	NW NW	4	3.5
23 S	31 E	WM	5	SW NW		3.7
23 S	31 E	WM	6	NE NE	11	6.4
23 S	31 E	WM	6	SE NE		6.2
Total						19.8

5. Transfer Application T-12903 proposes additional points of appropriation located as follows:

Twp	Rng	Mer	Sec	Q-Q	GLot	Measured Distances	Approximate Distance from original point of appropriation in feet (ft.)
23 S	31 E	WM	5	NW NW	4	WELL 1 - 1071 FEET SOUTH AND 296 FEET EAST OF THE NW CORNER OF SECTION 5	600 ft.
23 S	31 E	WM	5	NW NW	4	NEW WELL - 1350 FEET NORTH AND 330 FEET EAST OF THE WEST 1/4 CORNER OF SECTION 5	450 ft.
23 S	31 E	WM	6	SE NE		WELL 2 - 1809 FEET SOUTH AND 285 FEET WEST FROM THE NE CORNER OF SECTION 6	1,030 ft.

6. The second right to be transferred is as follows:

Certificate: 89525 in the name of WILLIAM SPRINGSTON and NORMA SPRINGSTON (perfected under Permit G-12720)

Use: SUPPLEMENTAL IRRIGATION of 82.4 ACRES, BEING 65.9 ACRES FROM WELL #1 AND 16.5 ACRES FROM WELL #2

Priority Date: JANUARY 4, 1995

Rate: 1.03 CUBIC FEET PER SECOND (CFS), being 0.824 CFS from Well #1 and 0.206 CFS from Well #2.

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

Period of Use: WATER MAY BE APPROPRIATED FOR SUPPLEMENTAL IRRIGATION FROM MARCH 20 THROUGH SEPTEMBER 1 OF EACH YEAR.

Source: TWO WELLS IN THE SILVIES RIVER BASIN WITHIN THE MALHEUR LAKE BASIN

Authorized Points of Appropriation:

Twp	Rng	Mer	Sec	Q-Q	G Lot	Measured Distances
23 S	31 E	WM	5	NW NW	4	WELL 1 - 1071 FEET SOUTH AND 296 FEET EAST FROM THE NW CORNER OF SECTION 5
23 S	31 E	WM	6	SE NE		WELL 2 - 1809 FEET SOUTH AND 285 FEET WEST FROM THE NE CORNER OF SECTION 6

Authorized Place of Use:

SUPPLEMENTAL IRRIGATION							
Twp	Rng	Mer	Sec	Q-Q	G Lot	Acres	Well
22 S	31 E	WM	31	SW SE		7.7	1
22 S	31 E	WM	31	SE SE		4.3	1
23 S	31 E	WM	5	NW NW	4	3.0	1
23 S	31 E	WM	5	SW NW		2.0	1
23 S	31 E	WM	6	NE NE	11	32.9	1
23 S	31 E	WM	6	NW NE	10	11.2	1
23 S	31 E	WM	6	SW NE	6	0.8	1
23 S	31 E	WM	6	SW NE	6	5.5	2
23 S	31 E	WM	6	SE NE		4.0	1
23 S	31 E	WM	6	SE NE		11.0	2
Total						82.4	

7. Transfer Application T-12903 proposes an additional point of appropriation as follows:

Twp	Rng	Mer	Sec	Q-Q	GLot	Measured Distances	Approximate Distance from original point of appropriation in feet (ft.)	
							Well 1	Well 2
23 S	31 E	WM	5	NW NW	4	NEW WELL - 1350 FEET NORTH AND 330 FEET EAST OF THE WEST 1/4 CORNER OF SECTION 5	1490 ft.	725 ft.

Transfer Review Criteria (OAR 690-380-4010)

8. Water has been used within the last five years prior to the submittal of Transfer Application T-12903 according to the terms and conditions of the rights.

9. The proposed change would not result in enlargement of the rights.
10. The proposed change would not result in injury to other water rights.
11. As identified in Finding of Fact No.3 the transfer application does not meet standards for completeness as per ORS 540.520 and OAR Chapter 690, Division 380.

Determination and Proposed Action

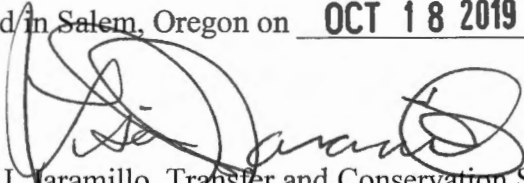
Transfer application T-12903 does not meet the requirements for completeness (as described in Finding of Fact #11), and cannot be approved. The Department intends to deny the application unless the deficiency is remedied, or the application is withdrawn.

If the deficiencies are remedied and Transfer Application T-12903 is approved, the final order will include the following:

1. *The additional points of appropriation proposed in Transfer Application T-12903 are approved.*
2. *The right to the use of the water is restricted to beneficial use at the place of use described, and is subject to all other conditions and limitations contained in Certificates 84120 and 89525 and any related decree.*
3. *Water right Certificates 84120 and 89525 are cancelled.*
4. *The quantity of water diverted at the additional points of appropriation (Well 1, New Well and Well 2), together with that diverted at the original point of appropriation (Well 1), shall not exceed the quantity of water lawfully available at the original points of appropriation (Well 1) under Certificate 84120.*
5. *The quantity of water diverted at the additional points of appropriation (New Well), together with that diverted at the original point of appropriation (Well 1 and Well 2), shall not exceed the quantity of water lawfully available at the original points of appropriation (Well 1 and Well 2) under Certificate 89525.*
6. *Water use measurement conditions:*
 - a. *Before water use may begin under this order, the water user shall install a totalizing flow meter, or, with prior approval of the Director, another suitable measuring device, at each point of appropriation (new and existing).*
 - 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.*
7. *Water shall be acquired from the same aquifer (water source) as the original point of appropriation.*

8. *Full beneficial use of the water shall be made, consistent with the terms of this order, on or before **October 1, 2021**. A Claim of Beneficial Use prepared by a Certified Water Right Examiner shall be submitted by the applicant to the Department within one year after the deadline for completion of the changes and full beneficial use of the water.*
9. *After satisfactory proof of beneficial use is received, new certificates confirming the rights transferred will be issued.*

Dated in Salem, Oregon on OCT 18 2019



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

This Preliminary Determination was prepared by Scott Grew. If you have questions about the information in this document, you may reach him at 503-986-0890 or scott.a.grew@oregon.gov

Protests should be addressed to the attention of Water Rights Services Division, Water Resources Department, 725 Summer St. NE, Suite A, Salem, OR 97301-1266.

Notice Regarding Service Members: Active duty servicemembers have a right to stay these proceedings under the federal Servicemembers Civil Relief Act. For more information contact the Oregon State Bar at 800-452-8260, the Oregon Military Department at 503-584-3571, or the nearest United States Armed Forces Legal Assistance Office through <http://legalassistance.law.af.mil>. The Oregon Military Department does not have a toll free number.

Part 4 of 5 - Applicant Information and Signature

Applicant Information

APPLICANT/BUSINESS NAME White Hereford Ranch, Inc.		PHONE NO.	ADDITIONAL CONTACT NO.
ADDRESS 31053 Eben Ray lane			FAX NO.
CITY Burns	STATE OR	ZIP 97720-9338	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.			

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

AGENT/BUSINESS NAME John A. Short / Water Right Services, LLC		PHONE NO. 541-389-2837	ADDITIONAL CONTACT NO.
ADDRESS P.O. Box 1830			FAX NO.
CITY Bend	STATE OR	ZIP 97709	E-MAIL johnshort@usa.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:
Add new well for supplemental irrigation.

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)

RECEIVED

Check One Box

APR 17 2018

- 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.

OWRD

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: **Burns Times-Herald**.

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



Sam Glerup
Applicant signature

Mary Lee White
Applicant signature

SAM GLERUP
Print Name (and Title if applicable)

MARY LEE WHITE
Print Name (and Title if applicable)

4/11/18
Date

8/18/19
Date

RECEIVED
AUG 27 2019
OWRD

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.*

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 DESCHUTES)

I, JOHN A. SHORT, in my capacity as WATER RIGHT SPECIALIST,
 mailing address PO Box 1830 Bend, OR 97709
 telephone number (541)389-2837, being first duly sworn depose and say:

Received by OWRD

AUG 12 2019

Salem, OR

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 # 89525 & 84120; **OR**

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

Certificate #	Township	Range	Mer	Sec	¼ ¼	Gov't Lot or DLC	Acres (if applicable)

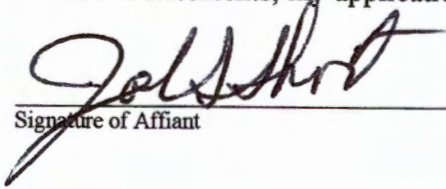
OR

- Confirming Certificate # 89525 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)

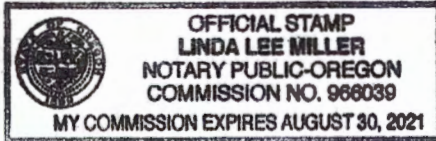
3. The water right was used for: (e.g., crops, pasture, etc.): PASTURE

4. I understand that if I do not attach one or more of the documents shown in the table below to support the above statements, my application will be considered incomplete.


Signature of Affiant

8-8-2019
Date

Signed and sworn to (or affirmed) before me this 8 day of August, 2019.




Notary Public for Oregon

My Commission Expires: August 30, 2021

Supporting Documents	Examples
<input checked="" type="checkbox"/> Copy of a water right certificate that has been issued within the last five years. (not a remaining right certificate)	Copy of 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	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. Sources for aerial photos: OSU – www.oregonexplorer.info/imagery OWRD – www.wrd.state.or.us Google Earth – earth.google.com TerraServer – www.terra-server.com
<input type="checkbox"/> Approved Lease establishing beneficial use within the last 5 years	Copy of instream lease or lease number

Received by OWRD

AUG 12 2019

Salem, OR

STATE OF OREGON
COUNTY OF HARNEY
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

WILLIAM SPRINGSTON
NORMA SPRINGSTON
HC 71 BOX 64A
BURNS OR 97720

confirms the right to use the waters of TWO WELLS in the SILVIES RIVER BASIN WITHIN THE Malheur Lake BASIN for SUPPLEMENTAL IRRIGATION of 82.4 ACRES, BEING 65.9 ACRES FROM WELL #1 AND 16.5 ACRES FROM WELL #2.

This right was perfected under Permit G-12720. The date of priority is JANUARY 4, 1995. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 1.03 CUBIC FEET PER SECOND (CFS), being 0.824 CFS from Well #1 and 0.206 CFS from Well #2.

WATER MAY BE APPROPRIATED FOR SUPPLEMENTAL IRRIGATION FROM MARCH 20 THROUGH SEPTEMBER 1 OF EACH YEAR.

The wells are located as follows:

Twp	Rng	Mer	Sec	G Lot	Q-Q	Measured Distances
23 S	31 E	WM	5	4	NW NW	WELL 1 - 1071 FEET SOUTH & 296 FEET EAST FROM NW CORNER, SECTION 5
23 S	31 E	WM	6		SE NE	WELL 2 - 1809 FEET SOUTH & 285 FEET WEST FROM NE CORNER, SECTION 6

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

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AUG 12 2019

Salem, OR

NOTICE OF RIGHT TO PETITION FOR RECONSIDERATION OR JUDICIAL REVIEW

This is an order in other than a contested case. This order is subject to judicial review under ORS 183.484 and ORS 536.075. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.484(2). Pursuant to ORS 183.484, ORS 536.075 and OAR 137-004-0080, you may petition for judicial review and 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. In addition, under ORS 537.260 any person with an application, permit or water right certificate subsequent in priority may jointly or severally contest the issuance of the certificate within three months after issuance of the certificate.

A description of the place of use is as follows:

Twp	Rng	Mer	Sec	Q-Q	G Lot	Acres	Well
22 S	31 E	WM	31	SW SE		7.7	1
22 S	31 E	WM	31	SE SE		4.3	1
23 S	31 E	WM	5	NW NW	4	3.0	1
23 S	31 E	WM	5	SW NW		2.0	1
23 S	31 E	WM	6	NE NE	11	32.9	1
23 S	31 E	WM	6	NW NE	10	11.2	1
23 S	31 E	WM	6	SW NE	6	0.8	1
23 S	31 E	WM	6	SW NE	6	5.5	2
23 S	31 E	WM	6	SE NE		4.0	1
23 S	31 E	WM	6	SE NE		11.0	2

Measurement, recording and reporting conditions:

- A. The water user shall maintain the meter or measuring devices in good working order.
- B. The water user shall allow the watermaster access to the meter or measuring device; provided however, where the meter or measuring device is located within a private structure, the watermaster shall request access upon reasonable notice.
- C. The Director may require the water user to keep and maintain a record of the amount (volume) of water used and may require the water user to report water use on a periodic schedule as established by the Director. In addition, the Director may require the water user to report general water use information, the periods of water use and the place and nature of use of water under the right. The Director may provide an opportunity for the water user to submit alternative reporting procedures for review and approval.

This right is limited to any deficiency in the available supply of any prior right existing for the same land.

If substantial interference with a senior water right occurs due to withdrawal of water from any well listed on this right, 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 interference.

The wells shall be maintained in accordance with the General Standards for the Construction and Maintenance of Water Wells in Oregon. The works shall be equipped with a useable access port, and may also include an air line and pressure gauge adequate to determine water level elevation in the wells at all times.

The Director may require water level or pump test results every ten years.

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

This right 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.

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AUG 12 2019

Salem, OR

The use of water shall be limited when it interferes with any prior surface or ground water rights.

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

Issued OCT 10 2014



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

Received by OWRD

AUG 12 2019

Salem, OR

STATE OF OREGON
WATER SUPPLY WELL REPORT

HARN 51838

(ORS 537.765 & OAR 690-205-0210)

WELL LABEL # L 108204
START CARD # 1015649
ORIGINAL LOG # _____

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

(1) LANDOWNER Owner Well I.D. _____
First Name JOE Last Name WILLIAMS
Company _____
Address 70785 OLD EXPERIMENT STATION
City BURNS State OR Zip 97720

(2) TYPE OF WORK New Conversion Deepening
 Alteration (complete Sections 2a & 10) Abandonment (complete Section 5a)

(2a) PRE-ALTERATION: Well Depth _____ ft.

Seal Material _____
Casing Type: Steel Plastic Other _____
Casing Gauge _____ Casing Diameter _____

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

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

(5) BORE HOLE CONSTRUCTION
Depth of Completed Well 980 ft. Special Standard: Yes (attach copy)

BORE HOLE			SEAL				
Dia	From	To	Material	From	To	Amount	Scks/lbs
24"	0	36	CEMENT	0	36	15	SCKS
20"	36	290					
12"	290	500					
8"	500	980					

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

Backfill placed from _____ ft. to _____ ft. Material _____
Filter pack from 0 ft. to 297 ft. Material GRAVEL Size 3/4"

(5a) ABANDONMENT USING UNHYDRATED BENTONITE:
Calculated Amount Proposed to be Used: _____ sacks/lbs
Actual Amount Used: _____ sacks/lbs

(6) CASING/LINER

Csg	Lnr	Dia	+	From	To	Gauge	Steel	Plastic	Welded	Thrd
✓		20"	+	1	36	.250	✓		✓	
	✓	12"	+	2	297	.250	✓		✓	

Shoe Inside Outside Other Location of shoe(s) _____
Temporary casing Yes Diameter _____ From _____ To _____

(7) PERFORATIONS/SCREENS
Perforations Method SAWED
Screens Type _____ Material _____

Perf	Scrn	Csg	Lnr	Screen Dia	From	To	Screen/slot width	Slot length	# of slots	Tele/pipe size
✓			✓		37	257	1/8"	3"	5016	

(8) WELL TESTS: Minimum testing time is 1 hour
 Pump Bailer Air Flowing Artesian
Yield gal/min 900 Drawdown 120 Drift stem Pump depth _____ Duration (hr) 1hr.

Temperature 61 °F Lab analysis Yes By _____
Water quality concerns? Yes (describe below) TDS _____ ppm
From _____ To _____ Description _____ Amount _____ Units _____

(9) LOCATION OF WELL (legal description)
County HARNEY Twp 23 N of S Range 32 E of W.W.M.
Sec 07 SE 1/4 of the NE 1/4 Tax Lot 1300
Tax Map Number _____ Lot _____
Lat _____ " or _____ DMS or DD
Long _____ " or _____ DMS or DD

Street Address of Well (or nearest address) 70785 OLDEXPERIMENT STATION, BURNS

(10) STATIC WATER LEVEL

	Date	SWL (psi)	+	SWL (ft)
Existing Well/Pre-Alteration				
Completed Well				

Flowing Artesian? Yes Dry Hole? Yes
WATER BEARING ZONES Depth water was first found 10'

SWL Date	From	To	Est Flow	SWL (psi)	+	SWL (ft)
1-06-14	10'	22'	20		-	10
4-16-12	15	980	200+		-	12

(11) WELL LOG Ground Elevation _____

Material	From	To
SANDY TOPSOIL	0	2
TAN CLAY	2	10
FINE BLACK SAND	10	22
GREEN CLAY	22	45
SAND-GRAVEL WITH CLAY STRIPES	45	60
GREEN CLAY	60	73
COARSE BLACK SAND/CLAY	73	141
GRAY PUMICE	141	243
GREEN CLAY	243	460
GREEN LAYSTONE/PUMICE	460	502
GRAY PUMICE STONE	502	654
GRN. CLAY/PUMICE LAYERS	654	880
FRACT. BASALT	880	895
BROKEN BASALT/PUMICE	895	980

Date Started 12-28-11 Completed 4-16-12

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

License Number 1739 Date 4-18-12

Signed [Signature]

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

License Number 1355 Date 4-18-12

Signed [Signature]

Contact Info (optional) _____

Received by OWRD

RECEIVED

AUG 12 2019

MAY 09 2012

STATE OF OREGON
WATER SUPPLY WELL REPORT

HARN 51838

WELL LABEL # L 108204 Harn 51838
START CARD # 1015649
ORIGINAL LOG #

(ORS 537.765 & OAR 690-205-0210)
Instructions for completing this report are on the last page of this form.

(1) LANDOWNER Owner Well I.D. _____
First Name JOE Last Name WILLIAMS
Company _____
Address 70785 OLD EXPERIMENT STATION
City BURNS State OR Zip 97120

(2) TYPE OF WORK New Conversion Deepening
 Alteration (complete Sections 2a & 10) Abandonment (complete Section 5a)

(2a) PRE-ALTERATION: Well Depth _____ ft.
Seal Material _____
Casing Type: Steel Plastic Other _____
Casing Gauge _____ Casing Diameter _____

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

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

(5) BORE HOLE CONSTRUCTION
Depth of Completed Well 980 ft. Special Standard: Yes (attach copy)

BORE HOLE			SEAL				
Dia	From	To	Material	From	To	Amount	Scks/lbs
24"	0	36	CEMENT	0	36	15	SCKS
20"	36	290					
12"	290	500					
8"	500	980					

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

Backfill placed from _____ ft. to _____ ft. Material _____
Filter pack from 0 ft. to 297 ft. Material GRAVEL Size 3/4"

(5a) ABANDONMENT USING UNHYDRATED BENTONITE:
Calculated Amount Proposed to be Used: _____ sacks/lbs
Actual Amount Used: _____ sacks/lbs

(6) CASING/LINER

Csng	Lnr	Dia	+	From	To	Gauge	Steel	Plastic	Welded	Thrd
✓		20"	+	1	36	.250	✓			✓
	✓	12"	+	2	297	.250	✓			✓

Shoe Inside Outside Other Location of shoe(s) _____
Temporary casing Yes Diameter _____ From _____ To _____

(7) PERFORATIONS/SCREENS
Perforations Method SAWED
Screens Type _____ Material _____

Perf	Scrn	Csng	Lnr	Screen Dia	From	To	Screen/slot width	Slot length	# of slots	Tele/pipe size
✓			✓		37	257	18"	3"	5016	

(8) WELL TESTS: Minimum testing time is 1 hour
 Pump Bailer Air Flowing Artesian

Yield gal/min	Drawdown	Grill stem/Pump depth	Duration (hr)
900		120	1hr.

Temperature 61 °F Lab analysis Yes By _____
Water quality concerns? Yes (describe below) TDS _____ pp

From	To	Description	Amount	Units

(9) LOCATION OF WELL (legal description)
County HARNEY Twp 23 N of (S) Range 32 E of W.W.M.
Sec 07 SE 1/4 of the NE 1/4 Tax Lot 1300
Tax Map Number _____ Lot _____
Lat _____ " or _____ DMS or DD
Long _____ " or _____ DMS or DD

Street Address of Well (or nearest address) 70785 OLDER EXPERIMENT STATION, BURNS

(10) STATIC WATER LEVEL

	Date	SWL (psi)	+	SWL (ft)
Existing Well/Pre-Alteration				
Completed Well	4-16-12		-	12

Flowing Artesian? Yes Dry Hole? Yes
WATER BEARING ZONES Depth water was first found 10'

SWL Date	From	To	Est Flow	SWL (psi)	+	SWL (ft)
1-06-12	10'	22'	20		-	10
4-16-12	45	980	20+		-	12

(11) WELL LOG Ground Elevation _____

Material	From	To
SANDY TOPSOIL	0	2
TAN CLAY	2	10
FINE BLACK SAND	10	22
GREEN CLAY	22	45
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GREEN CLAY	60	73
COARSE BLACK SAND/CLAY	73	141
GRAY PUMICE	141	245
GREEN CLAY	245	460
GREEN CLAYSTONE/PUMICE	460	502
GRAY PUMICE STONE	502	654
GRN. CLAY/PUMICE LAYERS	654	880
FRACT. BASALT	880	895
BROKEN BASALT/PUMICE	895	980

Date Started 12-28-11 Completed 4-16-12

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

License Number 1739 Date 4-18-12
Signed [Signature]

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

License Number 1355 Date 4-18-12
Signed [Signature]
Contact Info. (optional) _____

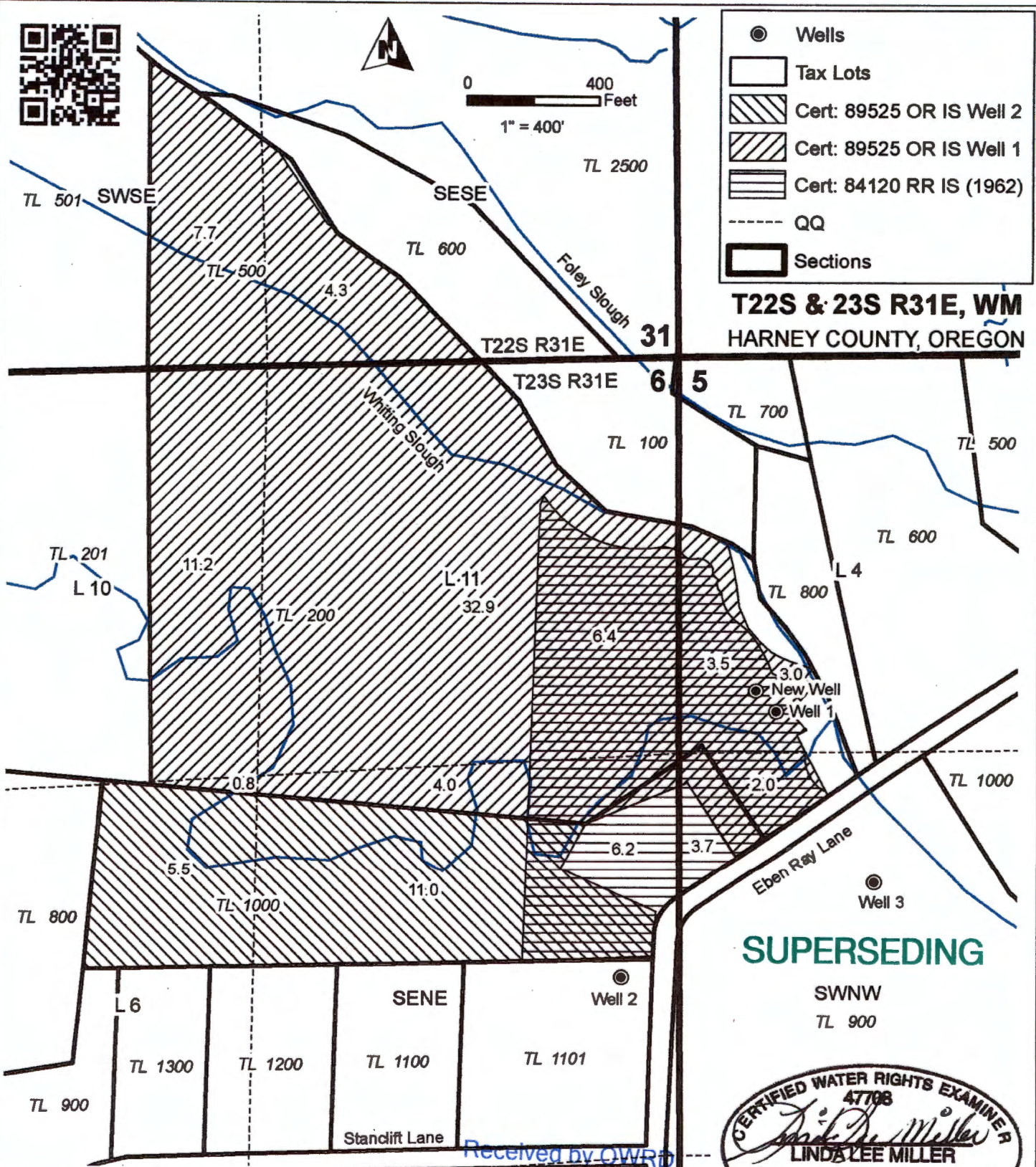
RECEIVED
AUG 12 2019
MAY 09 2012



0 400 Feet
1" = 400'

- Wells
- Tax Lots
- ▨ Cert: 89525 OR IS Well 2
- ▩ Cert: 89525 OR IS Well 1
- ▭ Cert: 84120 RR IS (1962)
- - - - - QQ
- Sections

**T22S & 23S R31E, WM
HARNEY COUNTY, OREGON**



Well 1: 1071' S, 296' E of NW Cor S 5
Well 2: 1809' S, 285' W of NE Cor S 6
Well 3: 880' N, 600' E of W 1/4 Cor S 5
New Well: 1350' N, 330' E of W 1/4 Cor S 5

SUPERSEDING

SWNW
TL 900



Received by OWRP
AUG 12 2019
Salem, OR

APOA TRANSFER MAP
White Hereford Ranch, Inc.
Certificates 84120 (1962) & 89525 (1995)

NOTE: THIS MAP IS NOT INTENDED TO
PROVIDE LEGAL DIMENSIONS OR LOCATIONS
OF PROPERTY OWNERSHIP LINES.
AUGUST 7, 2019

WATER RIGHT SERVICES, LLC
PO BOX 1830, BEND, OR 97709
CCB# 197121 www.oregonwater.us
541-389-2837 JOHNSHORT@USA.COM

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(s): White Hereford Ranch, Inc.

Mailing Address: 31053 Eben Ray Lane

City: Burns

State: OR

Zip Code: 97720-9338

Daytime Phone: _____

A. Land and Location

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

Township	Range	Section	¼ ¼	Tax Lot #	Plan Designation (e.g., Rural Residential/RR-5)	Water to be:			Proposed Land Use:
<u>22 S</u>	<u>31 E</u>	<u>31</u>	_____	<u>500</u>	<u>EFRU-1</u>	<input checked="" type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	<u>IR</u>
<u>23 S</u>	<u>31 E</u>	<u>6</u>	_____	<u>200</u>	<u>EFRU-1</u>	<input checked="" type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	<u>IR</u>
<u>23 S</u>	<u>31 E</u>	<u>6</u>	_____	<u>1000</u>	<u>EFRU-1</u>	<input checked="" type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	<u>IR</u>
<u>23 S</u>	<u>31 E</u>	<u>6</u>	_____	<u>1101</u>	<u>R-1</u>	<input checked="" type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	<u>IR</u>
<u>23 S</u>	<u>31 E</u>	<u>5</u>	_____	<u>900</u>	<u>EFRU-1</u>	<input checked="" type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	<u>IR</u>

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

Harney County

SUPERSEDING

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

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Source of water: Reservoir/Pond
 Ground Water
 Surface Water (name) _____

Estimated quantity of water needed: 1.70
 cubic feet per second
 gallons per minute
 acre-feet

AUG 12 2019

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

Salem, OR

Briefly describe:

Add new well for supplemental 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. →

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): EPRU 12-1 / HCO 3.010 : 3.096(B)
- 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.

SUPERSEDING

Name: Brandon McMullen Title: Planning Director
 Signature: [Signature] Phone: 541.573.6655 Date: 8/9/2019
 Government Entity: Harney County

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

Receipt for Request for Land Use Information

Applicant name: _____
 City or County: _____ Staff contact: _____
 Signature: _____ Phone: _____ Date: _____

Received by OWRD



Property Profile

Date Prepared: 10-21-2019

Prepared For:
Mr. Bryce Withers
Water Right Services, LLC

Property Address:
23S31E060001000, Harney County OR
Property Parcel Number:
23S31E060001000

Includes the following:

- Map
- Tax Information
- Last Vesting Document

Prepared by:
Kishiko Bennett

Received by OWRD

OCT 22 2019

Salem, OR

Please email your customer service requests to prineville@amerititle.com

Serving Crook, Jefferson, Deschutes, Wheeler and Harney Counties!

The following information is provided at no cost and is for informational purposes only. This report is based on a search of our tract indexes of the county records. This is not a title or ownership report and no examination of the title to the property described has been made. For this reason, the company assumes no liability for any errors or omissions contained herein.

HARNEY County Assessor's Summary Report

Real Property Assessment Report

FOR ASSESSMENT YEAR 2020
NOT OFFICIAL VALUE

October 21, 2019 12:01:54 pm

Account # 8151 Map # 23S31E060001000 Code - Tax # 0140-8151 Legal Descr Metes & Bounds - See legal report for full description. Mailing Name KING, DAVID T & SARAH E Agent In Care Of Mailing Address 30827 EBEN RAY LN BURNS, OR 97720-9318	Tax Status ASSESSABLE Acct Status ACTIVE Subtype NORMAL Deed Reference # 2018-1193 Sales Date/Price 08-20-2018 / \$250,000.00 Appraiser TED TILLER
--	---

Prop Class	551	MA	SA	NH	Unit
RMV Class	551	02	00	014	2971-1

Situs Address(s)	Situs City
ID# 30827 EBEN RAY LN	BURNS

Value Summary					
Code Area	RMV	MAV	AV	RMV Exception	CPR %
0140	Land	62,920		Land	0
	Impr.	128,570		Impr.	0
Code Area Total		191,490	126,380	101,259	0
Grand Total		191,490	126,380	101,259	0

Land Breakdown											
Code Area	ID#	RFPD	Ex	Plan Zone	Value Source	TD%	LS	Size	Land Class	LUC	Trended RMV
0140	2	<input type="checkbox"/>		EFRU-1	Farm Use Zoned	100	A	4.94	2	006*	42,350
0140	3	<input type="checkbox"/>		EFRU-1	Farm Use Zoned	100	A	1.00	HS	006*	8,570
0140					SITE AMENTIES	100					12,000
Grand Total								5.94			62,920

Improvement Breakdown											
Code Area	ID#	Yr Built	Stat Class	Description	TD%	Total Sq. Ft.	Ex%	MS Acct #	Trended RMV		
0140	5		110	Residential Other Improvements	100	0			4,330		
0140	9		110	Residential Other Improvements	100	0			1,310		
0140	4		110	Residential Other Improvements	100	0			690		
0140	8		110	Residential Other Improvements	100	0			650		
0140	6		302	CORRAL	100	0			2,000		
0140	3		319	LOFT BARN	100	2,200			21,810		
0140	1	1975	141	One story	100	1,560			97,780		
Grand Total						3,760			128,570		

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Salem, OR

STATEMENT OF TAX ACCOUNT
HARNEY COUNTY TAX COLLECTOR
HARNEY COUNTY COURTHOUSE
BURNS, OREGON 97720
(541) 573-8365

21-Oct-2019

KING, DAVID T & SARAH E
30827 EBEN RAY LN
BURNS, OR 97720-9318

Tax Account #	8151	Lender Name	CLG - UMPQUA BANK
Account Status	A	Lender ID	
Roll Type	Real	Property ID	0140
Situs Address	30827 EBEN RAY LN BURNS, OR 97720	Interest To	Nov 15, 2019

Tax Summary

Tax Year	Tax Type	Total Due	Current Due	Interest Due	Discount Available	Original Due	Due Date
2019	ADVALOREM	\$1,255.79	\$1,294.63	\$0.00	\$38.84	\$1,294.63	Nov 15, 2019
2018	ADVALOREM	\$0.00	\$0.00	\$0.00	\$0.00	\$1,259.73	Nov 15, 2018
2017	ADVALOREM	\$0.00	\$0.00	\$0.00	\$0.00	\$1,541.80	Nov 15, 2017
2016	ADVALOREM	\$0.00	\$0.00	\$0.00	\$0.00	\$1,491.57	Nov 15, 2016
2015	ADVALOREM	\$0.00	\$0.00	\$0.00	\$0.00	\$1,455.68	Nov 15, 2015
2014	ADVALOREM	\$0.00	\$0.00	\$0.00	\$0.00	\$1,441.98	Nov 15, 2014
2013	ADVALOREM	\$0.00	\$0.00	\$0.00	\$0.00	\$1,400.75	Nov 15, 2013
2012	ADVALOREM	\$0.00	\$0.00	\$0.00	\$0.00	\$1,374.87	Nov 15, 2012
2011	ADVALOREM	\$0.00	\$0.00	\$0.00	\$0.00	\$1,337.89	Nov 15, 2011
2010	ADVALOREM	\$0.00	\$0.00	\$0.00	\$0.00	\$1,300.24	Nov 15, 2010
2009	ADVALOREM	\$0.00	\$0.00	\$0.00	\$0.00	\$1,264.17	Nov 15, 2009
2008	ADVALOREM	\$0.00	\$0.00	\$0.00	\$0.00	\$1,231.17	Nov 15, 2008
2007	ADVALOREM	\$0.00	\$0.00	\$0.00	\$0.00	\$1,198.40	Nov 15, 2007
2006	ADVALOREM	\$0.00	\$0.00	\$0.00	\$0.00	\$1,165.60	Nov 15, 2006
2005	ADVALOREM	\$0.00	\$0.00	\$0.00	\$0.00	\$1,067.19	Nov 15, 2005
2004	ADVALOREM	\$0.00	\$0.00	\$0.00	\$0.00	\$1,037.61	Nov 15, 2004
2003	ADVALOREM	\$0.00	\$0.00	\$0.00	\$0.00	\$1,008.87	Nov 15, 2003
Total		\$1,255.79	\$1,294.63	\$0.00	\$38.84	\$21,872.15	

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Salem, OR



COMPLIMENTS OF
AmeriTitle

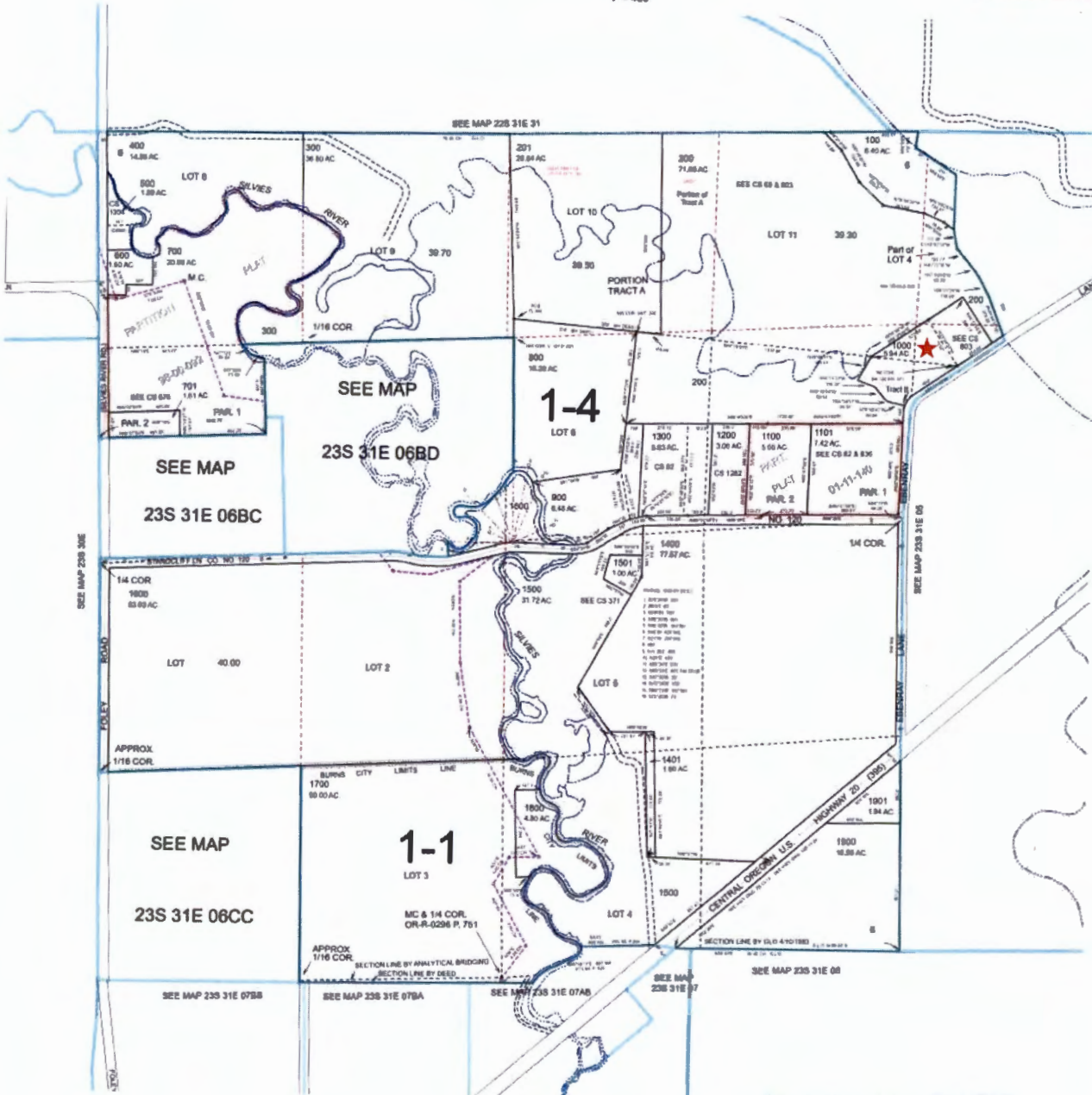
This sketch is furnished for information purposes only to assist in property location with reference to streets and other parcels. No representation is made as to accuracy and the Company assumes no liability for any loss occurring by reason or reliance thereon.

23S31E06

THIS MAP WAS PREPARED FOR ASSESSMENT PURPOSE ONLY

SECTION 6 T.23S. R.31E. W.M.
HARNEY COUNTY

1" = 400'



PRINTED ON
8/28/2019

23S31E06

Received by OWRD

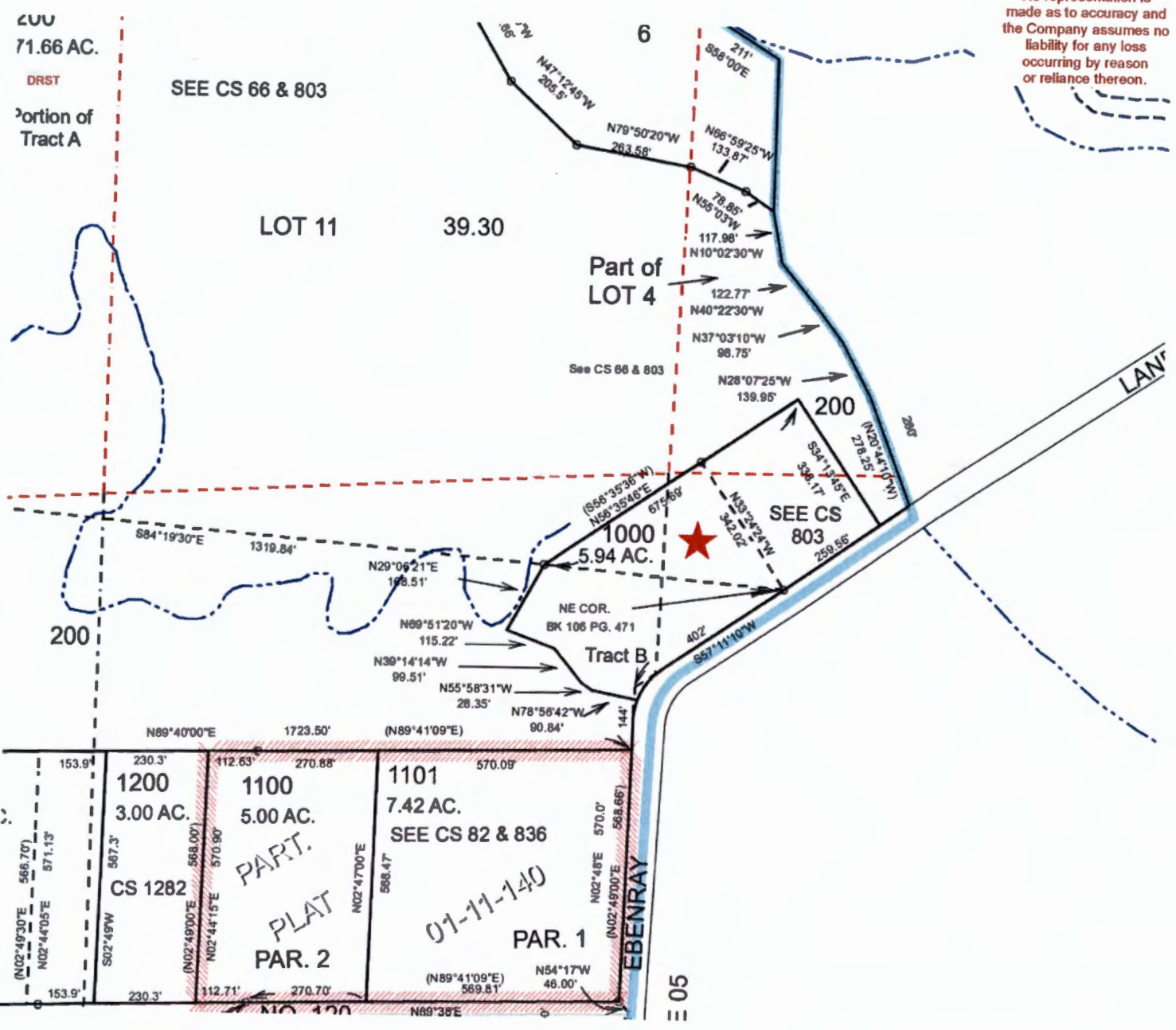
OCT 22 2019

Salem, OR



COMPLIMENTS OF AmeriTitle

This sketch is furnished for information purposes only to assist in property location with reference to streets and other parcels. No representation is made as to accuracy and the Company assumes no liability for any loss occurring by reason or reliance thereon.



Received by OWRD

OCT 22 2019

Salem, OR

RECORDING REQUESTED BY:


Western Title & Escrow



212 SW 4th Street, Suite 101
Madras, OR 97741

AFTER RECORDING RETURN TO:

Order No.: WT0159751-NAM
David T. King and Sarah E. King

SEND TAX STATEMENTS TO:

David T. King and Sarah E. King

HARNEY COUNTY, OR	2018-1193
DEED-WD	08/20/2018 03:48:01 PM
Pgs= 4	\$96.00
I, Derrin Robinson, County Clerk for Harney County, Oregon certify that the instrument identified herein was recorded in the Co. Clerk's records.	
	
Derrin E. Robinson, Harney County Clerk	
	

SPACE ABOVE THIS LINE FOR RECORDER'S USE

STATUTORY WARRANTY DEED

White Hereford Ranch, Inc., Grantor, conveys and warrants to David T. King and Sarah E. King, as tenants by the entirety, Grantee, the following described real property, free and clear of encumbrances except as specifically set forth below, situated in the County of Harney, State of Oregon:

Please refer to Exhibit "A" Attached hereto and made a part hereof.

Subject to:

Please refer to Exhibit "B" attached hereto and made a part hereof.

THE TRUE AND ACTUAL CONSIDERATION FOR THIS CONVEYANCE IS TWO HUNDRED FIFTY THOUSAND AND NO/100 DOLLARS (\$250,000.00). (See ORS 93.030).

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.

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OCT 22 2019

Salem, OR

STATUTORY WARRANTY DEED
(continued)

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

Dated 15 August 2018; if a corporate grantor, it has caused its name to be signed by order of its board of directors.

White Hereford Ranch, Inc.

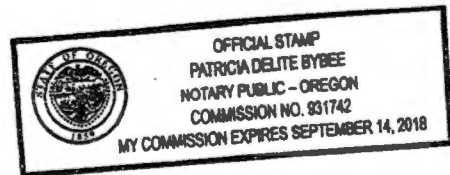
BY: Mary Lee White, Pres. Sec.
Mary Lee White
President/Secretary

State of Oregon
County of Harris

This instrument was acknowledged before me on 15, Aug 2018 by Mary Lee White, as the President/Secretary of White Hereford Ranch, Inc.

Patricia Delite Bybee
Notary Public - State of Oregon

My Commission Expires: Sept. 14, 2018



Received by OWRD

OCT 22 2019

Salem, OR

File No.: 247487AM

EXHIBIT "A"
LEGAL DESCRIPTION

Land in Harney County, Oregon, as follows:

In Township 23 South, Range 31 East of the Willamette Meridian:

Sections 5 and 6: A parcel of land in the SW1/4NW1/4 of Section 5 and in the NE1/4 of Section 6, which is described as follows:

Beginning at a point on the Northerly right-of-way of county road (Eban Ray Lane), marked by a #5 rebar with red plastic cap stamped "APES PLS 51324"; thence North 78°56'42" West 90.84 feet; thence North 55°58'31" West 28.35 feet; thence North 39°14'14" West 99.51 feet; thence North 69°51'20" West 115.22 feet; thence North 29°06'21" East 168.51 feet; thence North 56°35'46" East 675.69 feet; thence South 34°13'45" East 338.17 feet to a point on the before mentioned right-of-way; thence South 55°46'13" West, along said right-of-way, 259.56 feet to an iron pipe marking the Southerly Southeast corner of a tract of land surveyed and described by county survey number 66 by C.F. Palmer in November 1979; thence South 56°56'38" West, along said right-of-way, 402.00 feet; thence South 2°15'05" West, along said right-of-way, 24.41 feet to the Point of Beginning.

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EXHIBIT "B" Exceptions

The 2018-2019 Taxes: A lien not yet due or payable.

Taxes deferred, as disclosed by the tax roll, the premises herein described have been zoned or classified for farm use. At any time that said land is disqualified for such use the property will be subject to additional taxes or penalties and interest.

The rights of the public in and to that portion of the herein described property lying within the limits of public roads, streets or highways.

Agreement to pay proportionate share of maintenance and upkeep of what is known as "Sweek Dam", recorded September 23, 1911, in Book "A", Page 379, Miscellaneous Records.

Reservation of minerals, including the terms and provisions contained therein, in deed from Frank W. Triska and Hazel Triska, husband and wife, as to a full interest therein.

Recorded: May 6, 1959

Book: 66, Page 279

The Company makes no representation as to the present ownership of any such interests. There may be leases, grants, exceptions or reservations of interests that are not listed.

An easement including the terms and provisions thereof, affecting the portion of said premises and for the purposes stated therein as set forth in instrument:

Granted To: California-Pacific Utilities Company, a corporation

Recorded: May 23, 1974

Book: 96, Page: 482

An easement including the terms and provisions thereof, affecting the portion of said premises and for the purposes stated therein as set forth in instrument:

Granted To: Oregon Trail Electric Consumers Cooperative, a corporation

Recorded: May 18, 1998

Instrument No.: 980888

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Property Profile

Date Prepared: 10-21-2019

Prepared For:
Mr. Bryce Withers
Water Right Services, LLC

Property Address:
22S31E310000500, Harney County OR
Property Parcel Number:
22S31E310000500

Includes the following:

- Map
- Tax Information
- Last Vesting Document

Prepared by:
Kishiko Bennett

Received by OWRD

OCT 22 2019

Salem, OR

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Serving Crook, Jefferson, Deschutes, Wheeler and Harney Counties!

The following information is provided at no cost and is for informational purposes only. This report is based on a search of our tract indexes of the county records. This is not a title or ownership report and no examination of the title to the property described has been made. For this reason, the company assumes no liability for any errors or omissions contained herein.

HARNEY County Assessor's Summary Report
Real Property Assessment Report
 FOR ASSESSMENT YEAR 2020
NOT OFFICIAL VALUE

October 21, 2019 11:01:32 am

Account # 8073 Tax Status ASSESSABLE
 Map # 22S31E310000500 Acct Status ACTIVE
 Code - Tax # 0140-8073 Subtype NORMAL

Legal Descr Metes & Bounds - See legal report for full description.

Mailing Name WHITE HEREFORD RANCH INC Deed Reference # 2016-999
 Agent Sales Date/Price 08-16-2016 / \$0.00
 In Care Of Appraiser TED TILLER

Mailing Address 31053 EBEN RAY LN
 BURNS, OR 97720-9338

Prop Class 550 MA SA NH Unit
 RMV Class 550 02 00 014 2896-1

Situs Address(s) Situs City

Code Area		RMV	MAV	Value Summary AV	RMV Exception	CPR %
0140	Land	23,500			Land Impr.	0
	Impr.	0			Impr.	0
Code Area Total		23,500	11,160	3,860		0
Grand Total		23,500	11,160	3,860		0

Code Area	ID#	RFPD	Ex	Plan Zone	Value Source	TD%	LS	Size	Land Class	LUC	Trended RMV
0140	1		<input type="checkbox"/>	EFRU-1	Farm Use Zoned	100	A	11.75	3	006*	23,500
Grand Total								11.75			23,500

Code Area	ID#	Yr Built	Stat Class	Description	Improvement Breakdown TD%	Total Sq. Ft.	Ex% MS Acct #	Trended RMV
Grand Total						0		0

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 OCT 22 2019
 Salem, OR

STATEMENT OF TAX ACCOUNT
HARNEY COUNTY TAX COLLECTOR
HARNEY COUNTY COURTHOUSE
BURNS, OREGON 97720
(541) 573-8365

21-Oct-2019

WHITE HEREFORD RANCH INC
 31053 EBEN RAY LN
 BURNS, OR 97720-9338

Tax Account #	8073	Lender Name	862 - WHITE HEREFORD RANCH
Account Status	A	Lender ID	
Roll Type	Real	Property ID	0140
Situs Address		Interest To	Nov 15, 2019

Tax Summary

Tax Year	Tax Type	Total Due	Current Due	Interest Due	Discount Available	Original Due	Due Date
2019	ADVALOREM	\$47.80	\$49.28	\$0.00	\$1.48	\$49.28	Nov 15, 2019
2018	ADVALOREM	\$0.00	\$0.00	\$0.00	\$0.00	\$47.89	Nov 15, 2018
2017	ADVALOREM	\$0.00	\$0.00	\$0.00	\$0.00	\$46.84	Nov 15, 2017
2016	ADVALOREM	\$0.00	\$0.00	\$0.00	\$0.00	\$45.27	Nov 15, 2016
2015	ADVALOREM	\$0.00	\$0.00	\$0.00	\$0.00	\$44.13	Nov 15, 2015
2014	ADVALOREM	\$0.00	\$0.00	\$0.00	\$0.00	\$42.69	Nov 15, 2014
2013	ADVALOREM	\$0.00	\$0.00	\$0.00	\$0.00	\$41.44	Nov 15, 2013
2012	ADVALOREM	\$0.00	\$0.00	\$0.00	\$0.00	\$40.61	Nov 15, 2012
2011	ADVALOREM	\$0.00	\$0.00	\$0.00	\$0.00	\$39.47	Nov 15, 2011
2010	ADVALOREM	\$0.00	\$0.00	\$0.00	\$0.00	\$38.33	Nov 15, 2010
2009	ADVALOREM	\$0.00	\$0.00	\$0.00	\$0.00	\$37.21	Nov 15, 2009
2008	ADVALOREM	\$0.00	\$0.00	\$0.00	\$0.00	\$36.19	Nov 15, 2008
2007	ADVALOREM	\$0.00	\$0.00	\$0.00	\$0.00	\$35.18	Nov 15, 2007
2006	ADVALOREM	\$0.00	\$0.00	\$0.00	\$0.00	\$34.18	Nov 15, 2006
2005	ADVALOREM	\$0.00	\$0.00	\$0.00	\$0.00	\$31.25	Nov 15, 2005
2004	ADVALOREM	\$0.00	\$0.00	\$0.00	\$0.00	\$30.35	Nov 15, 2004
2003	ADVALOREM	\$0.00	\$0.00	\$0.00	\$0.00	\$29.47	Nov 15, 2003
Total		\$47.80	\$49.28	\$0.00	\$1.48	\$669.78	

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COMPLIMENTS OF
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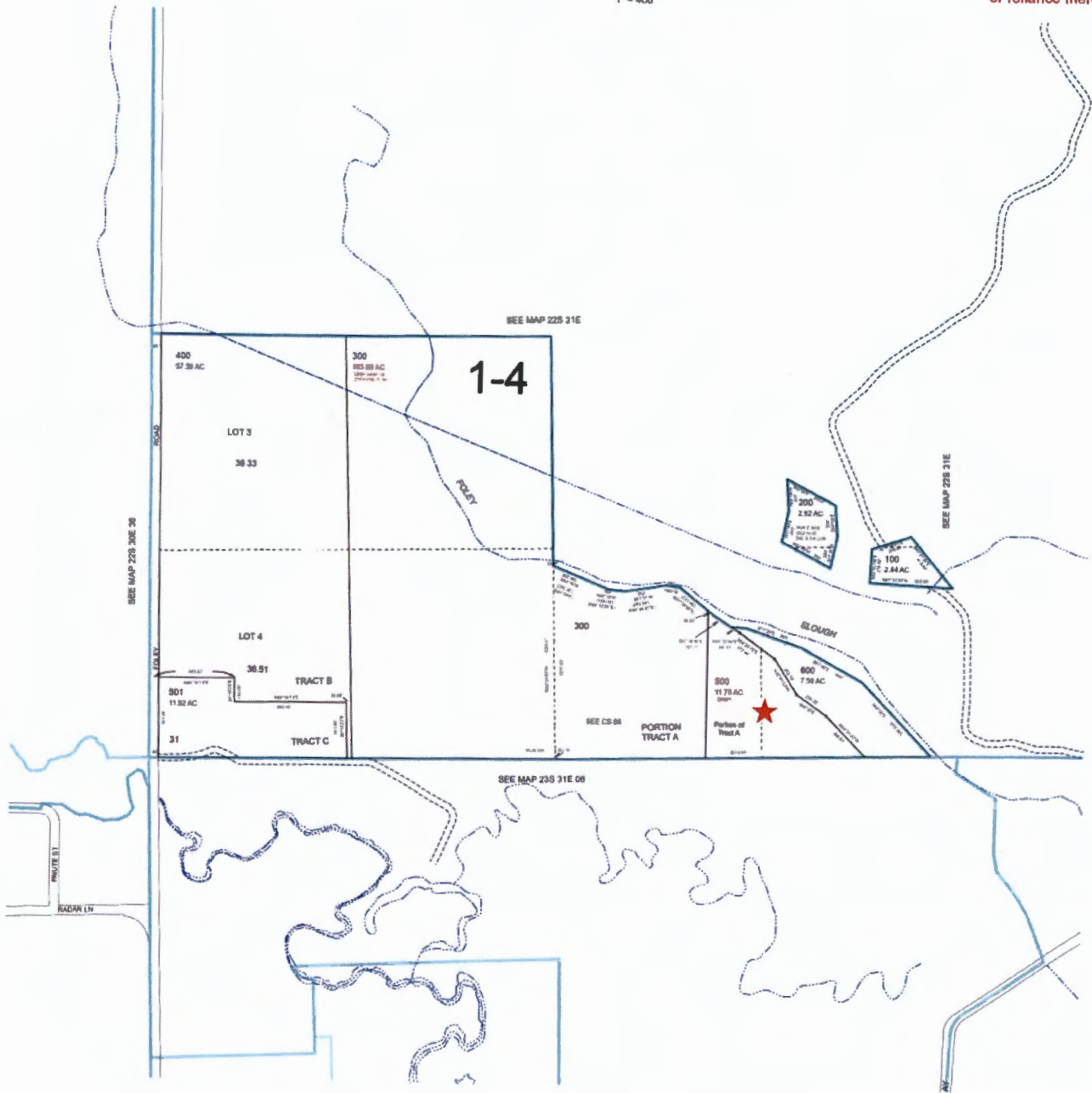
This sketch is furnished for information purposes only to assist in property location with reference to streets and other parcels. No representation is made as to accuracy and the Company assumes no liability for any loss occurring by reason or reliance thereon.

22S31E31

THIS MAP WAS PREPARED FOR ASSESSMENT PURPOSE ONLY

SECTION 31 T.22S. R.31E. W.M.
HARNEY COUNTY

1" = 400'



PRINTED ON 5/28/2018

22S31E31

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OCT 22 2019

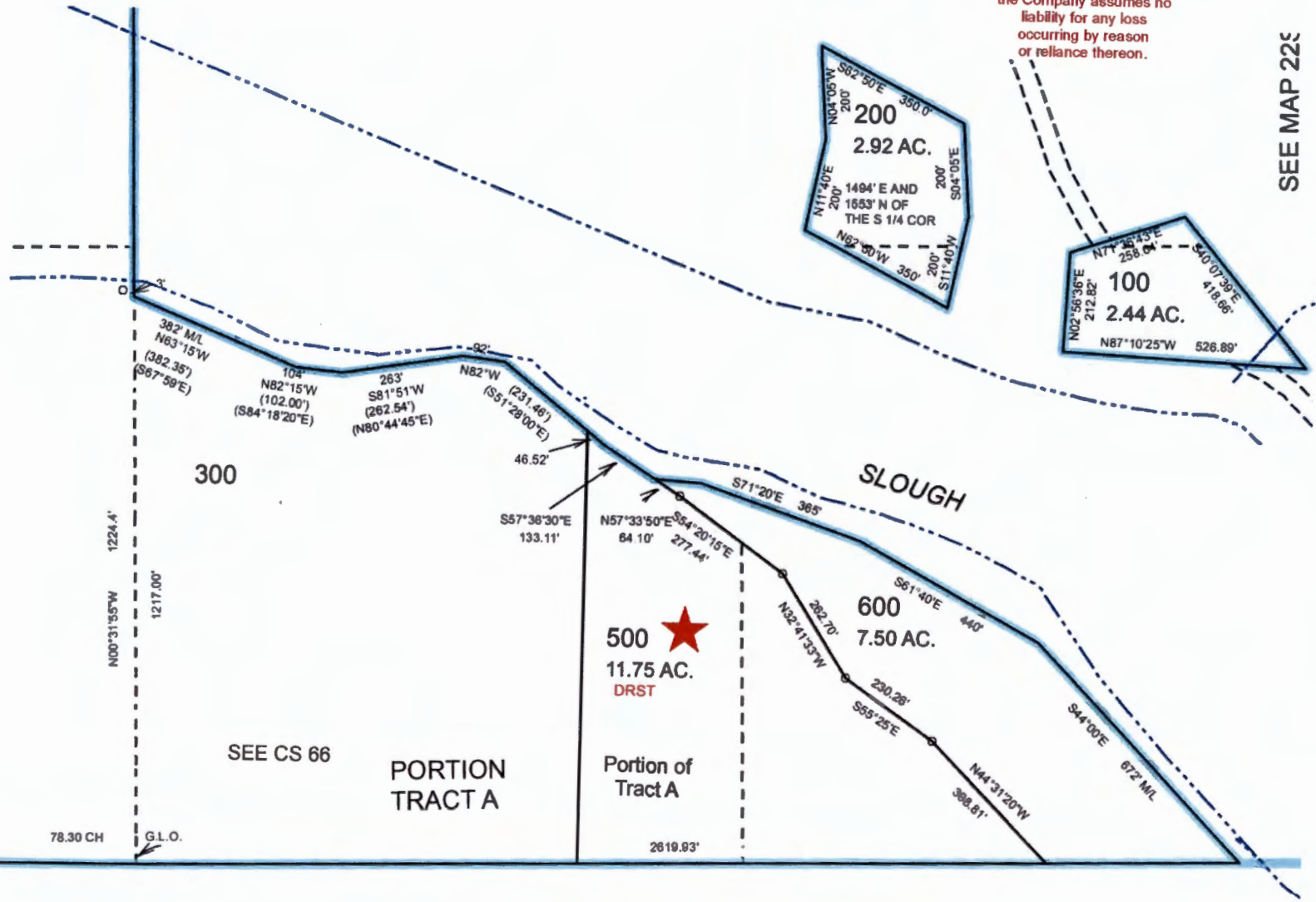
Salem, OR

N

**COMPLIMENTS OF
 AmeriTitle**

This sketch is furnished for information purposes only to assist in property location with reference to streets and other parcels. No representation is made as to accuracy and the Company assumes no liability for any loss occurring by reason or reliance thereon.

SEE MAP 22S



SEE MAP 23S 31E 06

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HARNEY COUNTY, OR 2016-0999
DEEDWD 08/16/2016 09:29 AM
Total:\$51.00



00012643201600009990030037

THIS SPACE RI

After recording return to:

White Hereford Ranch, Inc.
30153 Eben Ray Lane
Burns, OR 97720

Until a change is requested all tax statements shall be sent to the following address:

White Hereford Ranch, Inc.
30153 Eben Ray Lane
Burns, OR 97720

File No. 81726AM

I, Derrin Robinson, County Clerk for Harney County, Oregon certify that the instrument identified herein was recorded in the Co. Clerk's records.

Derrin Robinson

Derrin E. Robinson, Harney County Clerk



STATUTORY WARRANTY DEED

Kenneth Dale Retherford and Miranda E. Retherford, as tenants by the entirety,

Grantor(s), hereby convey and warrant to

White Hereford Ranch, Inc.,

Grantee(s), the following described real property in the County of Harney and State of Oregon free of encumbrances except as specifically set forth herein:

See Attached Exhibit 'A'

FOR INFORMATION PURPOSES ONLY, THE MAP/TAX ACCT #(S) ARE REFERENCED HERE:

22S 31E 31 500 8073
23S 31 E06 1000 8151
23S 31E 06 200 9213

The true and actual consideration for this conveyance PURSUANT TO AN IRC 1031 TAX DEFERRED EXCHANGE ON BEHALF OF GRANTOR/GRANTEE.

The above-described property is free of encumbrances except all those items of record, if any, as of the date of this deed and those shown below, if any:

Received by OWRD

OCT 22 2019

Salem, OR

Page 2 Statutory Warranty Deed
Escrow No. 81726AM

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 11 day of August, 2016

Kenneth Dale Retherford
Kenneth Dale Retherford

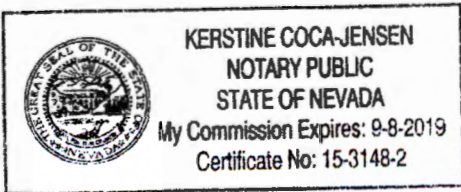
Miranda E Retherford
Miranda E. Retherford

State of Nevada } ss
County of Washoe }

On this 11 day of August, 2016, before me, a Notary Public in and for said state, personally appeared Kenneth Dale Retherford and Miranda E. Retherford, known or identified to me to be the person(s) whose name(s) is/are subscribed to the within Instrument and acknowledged to me that he/she/they executed same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

K Jensen
Notary Public for the State of Nevada
Residing at: Washoe
Commission Expires: 9-8-2019



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OCT 22 2019

Salem, OR

Page 3 Statutory Warranty Deed
Escrow No. 81726AM

EXHIBIT 'A'

File No. 81726AM

Land in Harney County, Oregon, as follows:

In Twp. 23 S., R. 31 E., W.M.:

Sec. 5 and 6: A parcel of land in the SW1/4NW1/4 of Sec. 5 and in the NE1/4 of Sec. 6, which is described as follows:

Beginning at a point on the West line of the County road which is S. 04°58' W. 1818.25 feet from the Northeast corner of said Sec. 6 which was established as the corner common to Sec. 5 and 6 and to Sec. 31 and 32, Twp. 22 S., R. 31 E., W.M., in the Circuit Court of said County, in the case of Baker vs. Lampshire; thence S. 89°40' W. 1723.5 feet; thence N. 06°18'30" E. 575 feet; thence S. 84°19'30" E. 2014 feet to the North line of the County road; thence S. 57°11'10" W. along said North line, 402 feet; thence S. 02°13'50" W. along said North line, 144 feet, more or less, to the point of beginning.

An irregular tract of land situated in the SE1/4 of Sec. 31, Twp. 22 S., R. 31 E., W.M. and in Government Lots 6, 10 and 11, SE1/4NE1/4 of Sec. 6 and Government Lot 4, SW1/4NW1/4 of Sec. 5, Twp. 23 S., R. 31 E., W.M., Harney County, Oregon, more particularly described as follows:

Beginning at the North one-quarter section corner of said Sec. 6; thence S. 01°40'00" E. along an existing fence line and the approximate centerline of said Section 6 a distance of 1148.88 feet; thence S. 84°19'30" E. along the North boundaries of those tracts as described in Book 101, Page 490 and 491 and Book 106, Page 471, Deed Records, as distance of 925.00 feet to the True Point of Beginning;

thence N. 00°00'00" W. a distance of 2190.40 feet to an existing fence line on the south bank of Foley Slough; thence following said fence line and the south bank as follows:

S. 51°28'00" E. a distance of 46.52 feet; S. 57°36'30" E. a distance of 133.11 feet to a point on the south bank of Newman Slough; thence S. 57°33'50" E. across Newman Slough a distance of 64.10 feet to the north bank of said slough; thence leaving said fence line and along said north bank of Newman Slough as follows:

S. 54°20'15" E. a distance of 277.44 feet; S. 32°41'33" E. a distance of 262.70 feet; S. 55°25'00" E. a distance of 230.26 feet; S. 44°31'20" E. a distance of 398.81 feet to the section line common to sections 6 and 31; S. 44°31'20" E. a distance of 118.84 feet; S. 30°26'20" E. a distance of 224.66 feet; S. 47°12'45" E. a distance of 205.50 feet; S. 79°50'20" E. a distance of 263.58 feet; S. 66°59'25" E. crossing into said section 5 a distance of 133.87 feet; S. 55°03'00" E. a distance of 78.85 feet; S. 10°02'30" E. a distance of 117.98 feet; S. 40°22'30" E. a distance of 122.77 feet; S. 37°03'10" E. a distance of 98.75 feet; S. 28°07'25" E. a distance of 139.95 feet; S. 20°44'10" E. a distance of 278.25 feet to a point on the north bank of Newman Slough and the north boundary of a county road; thence S. 55°46'13" W. along said county road boundary a distance of 369.50 feet to the most easterly corner of that tract as described in Book 106, Page 471, Deed Records; thence N. 84°19'30" W. a distance of 1862.37 feet to the True Point of Beginning.

Received by OWRD

OCT 22 2019

Salem, OR



Property Profile

Date Prepared: 10-21-2019

Prepared For:
Mr. Bryce Withers
Water Right Services, LLC

Property Address:
23S31E060000200, Harney County OR
Property Parcel Number:
23S31E060000200

Includes the following:

- Map
- Tax Information
- Last Vesting Document

Received by OWRD

OCT 22 2019

Prepared by:
Kishiko Bennett

Salem, OR

Please email your customer service requests to prineville@amerititle.com

Serving Crook, Jefferson, Deschutes, Wheeler and Harney Counties!

The following information is provided at no cost and is for informational purposes only. This report is based on a search of our tract indexes of the county records. This is not a title or ownership report and no examination of the title to the property described has been made. For this reason, the company assumes no liability for any errors or omissions contained herein.

HARNEY County Assessor's Summary Report

Real Property Assessment Report

FOR ASSESSMENT YEAR 2020
NOT OFFICIAL VALUE

October 21, 2019 11:21:04 am

Account # 9213	Tax Status ASSESSABLE
Map # 23S31E060000200	Acct Status ACTIVE
Code - Tax # 0140-9213	Subtype NORMAL

Legal Descr Metes & Bounds - See legal report for full description.

Mailing Name WHITE HEREFORD RANCH INC

Deed Reference # 2016-999

Agent

Sales Date/Price 08-16-2016 / \$0.00

In Care Of

Appraiser TED TILLER

Mailing Address 31053 EBEN RAY LN
BURNS, OR 97720-9338

Prop Class	550	MA	SA	NH	Unit
RMV Class	550	02	00	014	3118-1

Situs Address(s)	Situs City
------------------	------------

		Value Summary				
Code Area		RMV	MAV	AV	RMV Exception	CPR %
0140	Land	168,820			Land	0
	Impr.	0			Impr.	0
Code Area Total		168,820	80,190	37,247		0
Grand Total		168,820	80,190	37,247		0

		Land Breakdown									
Code Area	ID#	RFPD	Ex	Plan Zone	Value Source	TD%	LS	Size	Land Class	LUC	Trended RMV
0140	1	<input type="checkbox"/>		EFRU-1	Farm Use Zoned	100	A	64.77	2	006*	161,930
0140	2	<input type="checkbox"/>		EFRU-1	Farm Use Zoned	100	A	6.89	4	006*	6,890
Grand Total								71.66			168,820

						Improvement Breakdown			
Code Area	ID#	Yr Built	Stat Class	Description	TD%	Total Sq. Ft.	Ex% MS Acct #	Trended RMV	
Grand Total						0		0	

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STATEMENT OF TAX ACCOUNT
HARNEY COUNTY TAX COLLECTOR
HARNEY COUNTY COURTHOUSE
BURNS, OREGON 97720
(541) 573-8365

21-Oct-2019

WHITE HEREFORD RANCH INC
 31053 EBEN RAY LN
 BURNS, OR 97720-9338

Tax Account #	9213	Lender Name	862 - WHITE HEREFORD RANCH
Account Status	A	Lender ID	
Roll Type	Real	Property ID	0140
Situs Address		Interest To	Nov 15, 2019

Tax Summary

Tax Year	Tax Type	Total Due	Current Due	Interest Due	Discount Available	Original Due	Due Date
2019	ADVALOREM	\$461.29	\$475.56	\$0.00	\$14.27	\$475.56	Nov 15, 2019
2018	ADVALOREM	\$0.00	\$0.00	\$0.00	\$0.00	\$462.13	Nov 15, 2018
2017	ADVALOREM	\$0.00	\$0.00	\$0.00	\$0.00	\$328.83	Nov 15, 2017
2016	ADVALOREM	\$0.00	\$0.00	\$0.00	\$0.00	\$317.73	Nov 15, 2016
2015	ADVALOREM	\$0.00	\$0.00	\$0.00	\$0.00	\$309.74	Nov 15, 2015
2014	ADVALOREM	\$0.00	\$0.00	\$0.00	\$0.00	\$312.59	Nov 15, 2014
2013	ADVALOREM	\$0.00	\$0.00	\$0.00	\$0.00	\$303.30	Nov 15, 2013
2012	ADVALOREM	\$0.00	\$0.00	\$0.00	\$0.00	\$297.35	Nov 15, 2012
2011	ADVALOREM	\$0.00	\$0.00	\$0.00	\$0.00	\$289.03	Nov 15, 2011
2010	ADVALOREM	\$0.00	\$0.00	\$0.00	\$0.00	\$280.55	Nov 15, 2010
2009	ADVALOREM	\$0.00	\$0.00	\$0.00	\$0.00	\$272.42	Nov 15, 2009
2008	ADVALOREM	\$0.00	\$0.00	\$0.00	\$0.00	\$264.98	Nov 15, 2008
2007	ADVALOREM	\$0.00	\$0.00	\$0.00	\$0.00	\$257.58	Nov 15, 2007
2006	ADVALOREM	\$0.00	\$0.00	\$0.00	\$0.00	\$250.20	Nov 15, 2006
2005	ADVALOREM	\$0.00	\$0.00	\$0.00	\$0.00	\$228.77	Nov 15, 2005
2004	ADVALOREM	\$0.00	\$0.00	\$0.00	\$0.00	\$222.12	Nov 15, 2004
2003	ADVALOREM	\$0.00	\$0.00	\$0.00	\$0.00	\$215.63	Nov 15, 2003
Total		\$461.29	\$475.56	\$0.00	\$14.27	\$5,088.51	

Received by OWRD

OCT 22 2019

Salem, OR



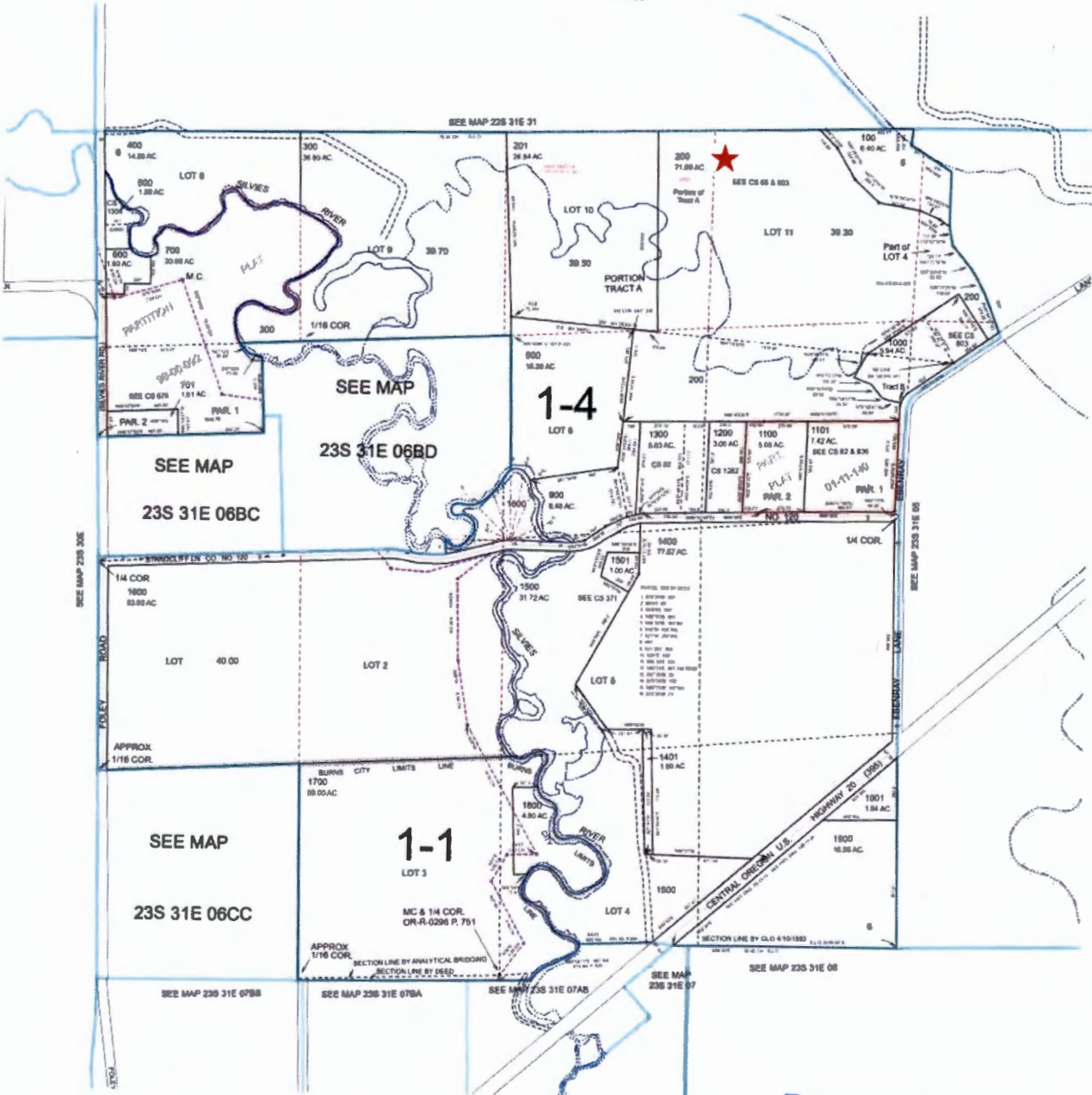
COMPLIMENTS OF
AmeriTitle

This sketch is furnished for information purposes only to assist in property location with reference to streets and other parcels. No representation is made as to accuracy and the Company assumes no liability for any loss occurring by reason or reliance thereon.

THIS MAP WAS PREPARED FOR ASSESSMENT PURPOSE ONLY

SECTION 6 T.23S. R.31E. W.M.
HARNEY COUNTY
1" = 400'

23S31E06



PRINTED ON
8/26/2019

23S31E06

Received by OWRD
OCT 22 2019
Salem, OR

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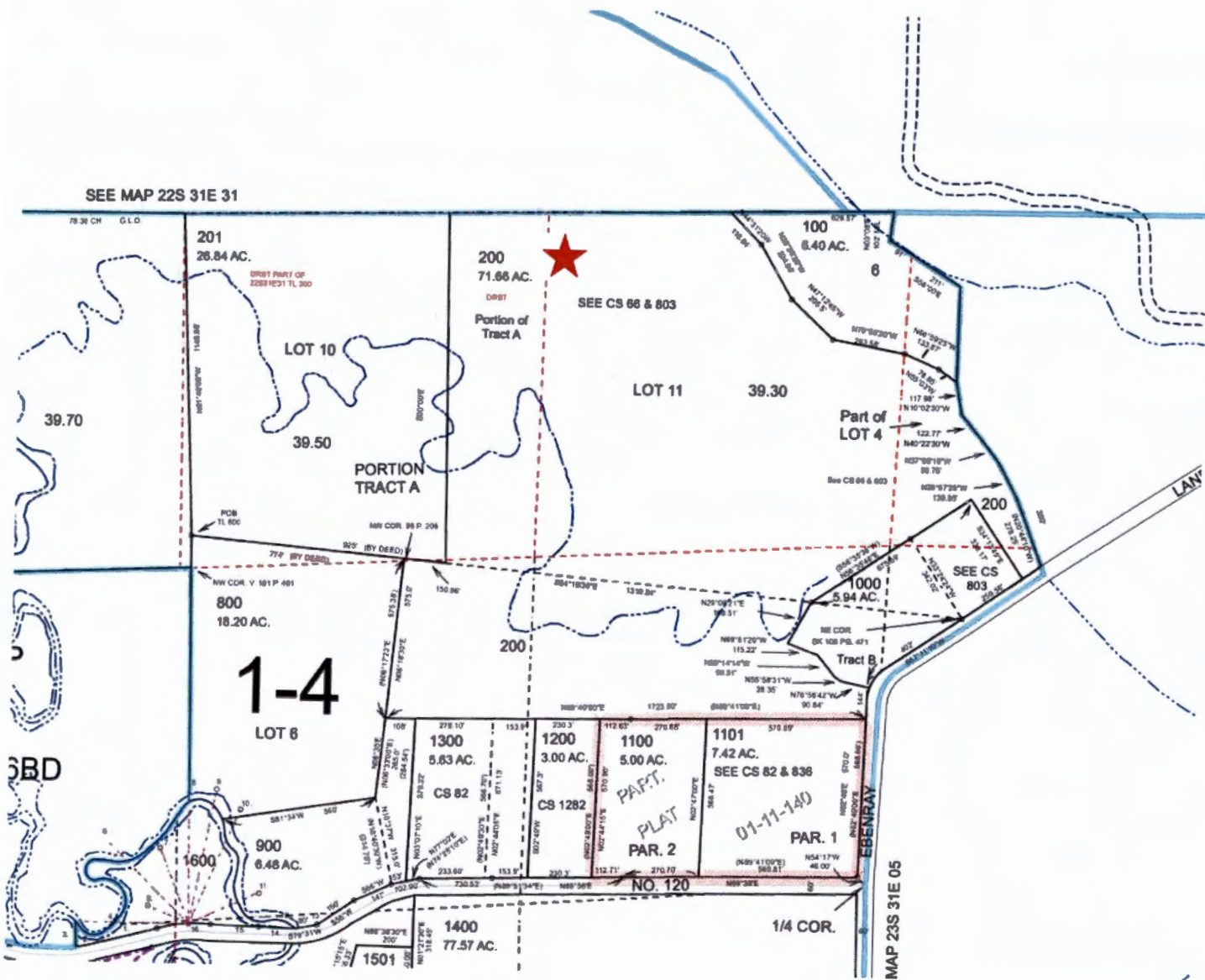
COMPLIMENTS OF AmeriTitle

This sketch is furnished for information purposes only to assist in property location with reference to streets and other parcels.

No representation is made as to accuracy and the Company assumes no liability for any loss occurring by reason or reliance thereon.

HARNEY COUNTY

1" = 400'



Received by OWRD

OCT 22 2019

Salem, OR



HARNEY COUNTY, OR 2016-0999
DEEDWD 08/16/2016 09:29 AM
Total:\$51.00



00012643201600009990030037

I, Derrin Robinson, County Clerk for Harney County, Oregon certify that the instrument identified herein was recorded in the Co. Clerk's records.

Derrin Robinson

Derrin E. Robinson, Harney County Clerk



THIS SPACE RE

After recording return to:

White Hereford Ranch, Inc.

30153 Eben Ray Lane

Burns, OR 97720

Until a change is requested all tax statements shall be sent to the following address:

White Hereford Ranch, Inc.

30153 Eben Ray Lane

Burns, OR 97720

File No. 81726AM

STATUTORY WARRANTY DEED

Kenneth Dale Retherford and Miranda E. Retherford, as tenants by the entirety,

Grantor(s), hereby convey and warrant to

White Hereford Ranch, Inc.,

Grantee(s), the following described real property in the County of Harney and State of Oregon free of encumbrances except as specifically set forth herein:

See Attached Exhibit 'A'

FOR INFORMATION PURPOSES ONLY, THE MAP/TAX ACCT #(S) ARE REFERENCED HERE:

22S 31E 31 500 8073

23S 31 E06 1000 8151

23S 31E 06 200 9213

The true and actual consideration for this conveyance PURSUANT TO AN IRC 1031 TAX DEFERRED EXCHANGE ON BEHALF OF GRANTOR/GRANTEE.

The above-described property is free of encumbrances except all those items of record, if any, as of the date of this deed and those shown below, if any:

Received by OWRD

OCT 22 2019

Salem, OR

Page 2 Statutory Warranty Deed
Escrow No. 81726AM

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 11 day of August, 2016

Kenneth Dale Retherford
Kenneth Dale Retherford

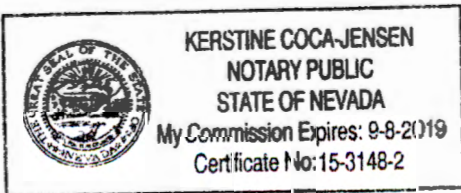
Miranda E Retherford
Miranda E. Retherford

State of Nevada } ss
County of Washoe }

On this 11 day of August, 2016, before me, a Notary Public in and for said state, personally appeared Kenneth Dale Retherford and Miranda E. Retherford, known or identified to me to be the person(s) whose name(s) is/are subscribed to the within Instrument and acknowledged to me that he/she/they executed same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

K Jensen
Notary Public for the State of Nevada
Residing at: Washoe
Commission Expires: 9-8-2019



Received by OWRD

OCT 22 2019

Salem, OR

Page 3 Statutory Warranty Deed
Escrow No. 81726AM

EXHIBIT 'A'

Received by OWRD

File No. 81726AM

OCT 22 2019

Land in Harney County, Oregon, as follows:

Salem, OR

In Twp. 23 S., R. 31 E., W.M.:

Sec. 5 and 6: A parcel of land in the SW1/4NW1/4 of Sec. 5 and in the NE1/4 of Sec. 6, which is described as follows:

Beginning at a point on the West line of the County road which is S. 04°58' W. 1818.25 feet from the Northeast corner of said Sec. 6 which was established as the corner common to Sec. 5 and 6 and to Sec. 31 and 32, Twp. 22 S., R. 31 E., W.M., in the Circuit Court of said County, in the case of Baker vs. Lampshire; thence S. 89°40' W. 1723.5 feet; thence N. 06°18'30" E. 575 feet; thence S. 84°19'30" E. 2014 feet to the North line of the County road; thence S. 57°11'10" W. along said North line, 402 feet; thence S. 02°13'50" W. along said North line, 144 feet, more or less, to the point of beginning.

An irregular tract of land situated in the SE1/4 of Sec. 31, Twp. 22 S., R. 31 E., W.M. and in Government Lots 6, 10 and 11, SE1/4NE1/4 of Sec. 6 and Government Lot 4, SW1/4NW1/4 of Sec. 5, Twp. 23 S., R. 31 E., W.M., Harney County, Oregon, more particularly described as follows:

Beginning at the North one-quarter section corner of said Sec. 6; thence S. 01°40'00" E. along an existing fence line and the approximate centerline of said Section 6 a distance of 1148.88 feet; thence S. 84°19'30" E. along the North boundaries of those tracts as described in Book 101, Page 490 and 491 and Book 106, Page 471, Deed Records, as distance of 925.00 feet to the True Point of Beginning;

thence N. 00°00'00" W. a distance of 2190.40 feet to an existing fence line on the south bank of Foley Slough; thence following said fence line and the south bank as follows:

S. 51°28'00" E. a distance of 46.52 feet; S. 57°36'30" E. a distance of 133.11 feet to a point on the south bank of Newman Slough; thence S. 57°33'50" E. across Newman Slough a distance of 64.10 feet to the north bank of said slough; thence leaving said fence line and along said north bank of Newman Slough as follows:

S. 54°20'15" E. a distance of 277.44 feet; S. 32°41'33" E. a distance of 262.70 feet; S. 55°25'00" E. a distance of 230.26 feet; S. 44°31'20" E. a distance of 398.81 feet to the section line common to sections 6 and 31; S. 44°31'20" E. a distance of 118.84 feet; S. 30°26'20" E. a distance of 224.66 feet; S. 47°12'45" E. a distance of 205.50 feet; S. 79°50'20" E. a distance of 263.58 feet; S. 66°59'25" E. crossing into said section 5 a distance of 133.87 feet; S. 55°03'00" E. a distance of 78.85 feet; S. 10°02'30" E. a distance of 117.98 feet; S. 40°22'30" E. a distance of 122.77 feet; S. 37°03'10" E. a distance of 98.75 feet; S. 28°07'25" E. a distance of 139.95 feet; S. 20°44'10" E. a distance of 278.25 feet to a point on the north bank of Newman Slough and the north boundary of a county road; thence S. 55°46'13" W. along said county road boundary a distance of 369.50 feet to the most easterly corner of that tract as described in Book 106, Page 471, Deed Records; thence N. 84°19'30" W. a distance of 1862.37 feet to the True Point of Beginning.

Google Earth 6/2016 Imagery

Legend

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AUG 12 2019
Salem, OR

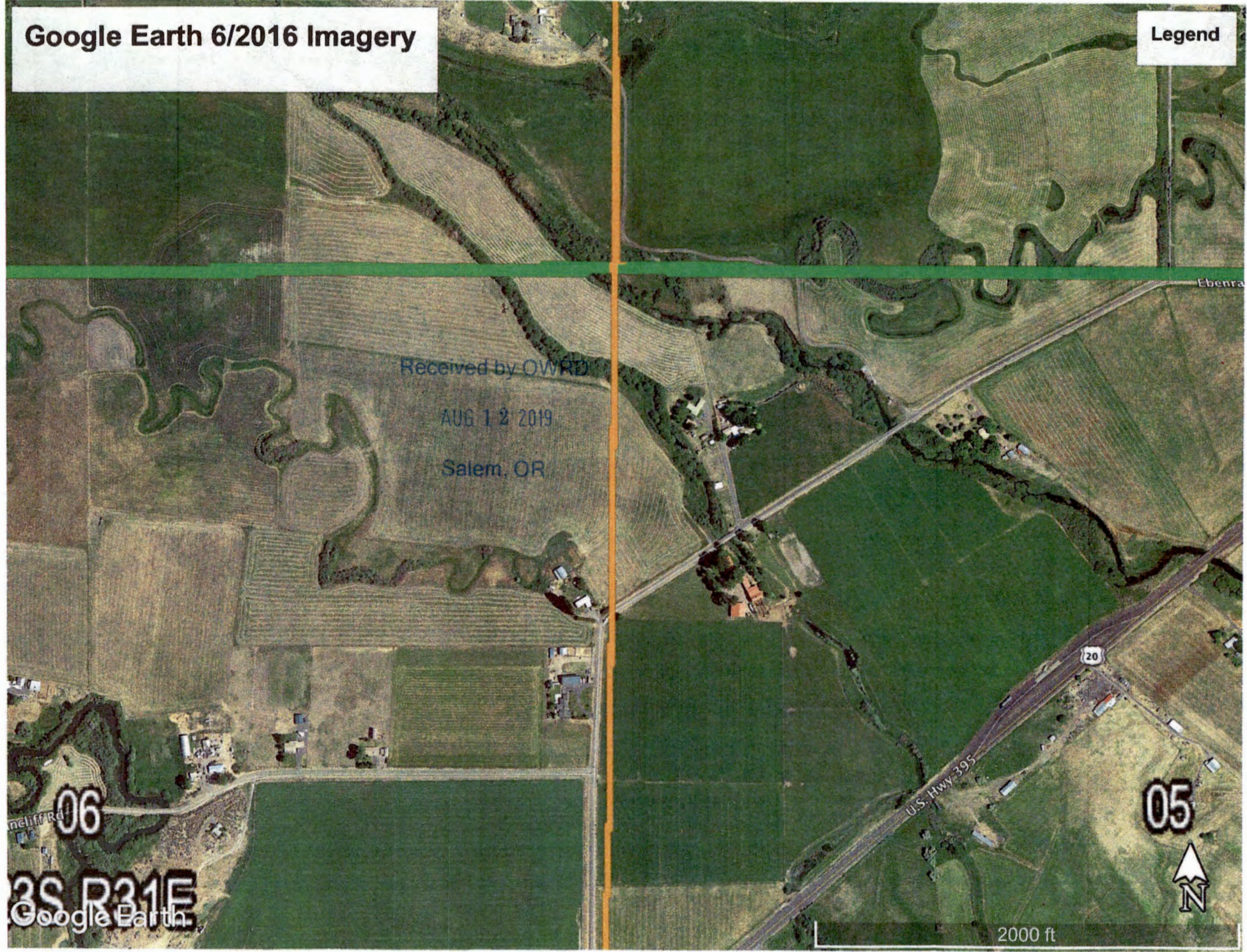
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20

2000 ft





Oregon

Kate Brown, Governor

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

July 9, 2019

Applicant

WHITE HEREFORD RANCH INC.
31053 EBEN RAY LANE
BURNS, OR 97720-9338

SUBJECT: Water Right Transfer Application T-12903

Please find enclosed a draft of our Preliminary Determination regarding Transfer Application T-12903. The document reflects the Department's conclusion that, based on the information currently available, the transfer will be DENIED. This draft is intended to provide you with an opportunity to comment on our findings and conclusions should you wish to do so and to withdraw or modify your application to resolve the issues that are prompting our decision to deny the application.

The draft Preliminary Determination proposes to deny the transfer because Transfer Application T-12903 does not meet the requirements for completeness. The issues that we have identified could be resolved by the following:

- Submit Evidence of Use Affidavit and supporting documentation.
- Submit a new signature page including the applicant's relationship to the application organization.
- Fix the measured distance discrepancy of the proposed well between the map and the application.
- Submit a new Land Use Information Form including tax lots 900 and 1101 that are missing from the submitted form.

At this point, you may decide to continue processing the application (see below), or to send a letter requesting to withdraw the transfer application.

If you wish to proceed with your application, you must submit the following:

1. Describe how you will overcome the issues identified above and submit modifications or additional information as needed, or indicate whether you wish to protest a Preliminary Determination to deny the transfer.
2. A report of landownership for the lands to which the water right(s) are appurtenant (the FROM lands) will be required. **The report must be prepared by a title company and meet the criteria below.** (Reports may be called by various names, such as Customer Service Report, Property Analysis Report (PAR), List Pack, Lot Book Report, etc.)
 - a) The title company's report must either be:
 - i) prepared within 3 months of the draft Preliminary Determination showing current ownership, or
 - ii) prepared within 3 months of recording of a water right conveyance agreement, or

- iii) prepared at any time, but showing ownership at the time a water right conveyance agreement was recorded.
- b) The ownership report shall include:
 - i) Date the ownership report was generated or prepared; and
 - ii) List of owners at that time; and
 - iii) Legal description of the property where the water right to be transferred is currently located.
- c) You will need to submit a notarized statement of consent from any landowner listed in the ownership report who is not already included in the transfer application, or other information such as a water right conveyance agreement, if applicable.

What happens next...

Once the preliminary determination is issued a publication period is required. The Department will publish a notice in their weekly publication, which opens a 30-day period in which the transfer can be protested.

Conditions to your water right...

If you modify the application so as to allow approval, conditions may need to be added to the transfer. The Department will notify you of any required conditions prior to issuing the Preliminary Determination.

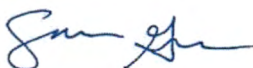
Issuance of the Preliminary Determination will occur shortly after we receive

1. your written response modifying the application to resolve the issues that we have identified or by requesting that we proceed with processing of the application
2. report of ownership information.

If we do not receive your response to withdraw the application or the items listed above by August 8, 2019, a Preliminary Determination may be issued denying the application as incomplete.

Please do not hesitate to contact me at scott.a.grew@oregon.gov or 503-986-0890 if I may be of assistance.

Sincerely,



Transfer Specialist

cc: Transfer Application file T-12903
JR Johnson, District 10 Watermaster (*via e-mail*)
John Short, Agent (*via e-mail*)

encs

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

In the Matter of Transfer Application)
T-12903, Harney County)

D R A F T

PRELIMINARY DETERMINATION
PROPOSING DENIAL OF
ADDITIONAL POINTS OF
APPROPRIATION

Authority

Oregon Revised Statutes (ORS) 537.705 and 540.505 to 540.580 establish the process in which a water right holder may submit a request to transfer the point of appropriation, place of use, or character of use authorized under an existing water right. Oregon Administrative Rules (OAR) Chapter 690, Division 380 implement the statutes and provides the Department's procedures and criteria for evaluating transfer applications.

Applicant

WHITE HEREFORD RANCH INC.
31053 EBEN RAY LANE
BURNS, OR 97720-9338

Findings of Fact

1. On April 17, 2018, WHITE HEREFORD RANCH INC. filed an application for an additional point of appropriation under Certificate 89525. The Department assigned the application number T-12903.
2. Notice of the application for transfer was published on April 24, 2018, pursuant to OAR 690-380-4000. No comments were filed in response to the notice.
3. The first right to be transferred is as follows:
Certificate: 84120 in the name of EBEN RAY (perfected under Permit G-2234)
Use: SUPPLEMENTAL IRRIGATION of 19.8 ACRES
Priority Date: AUGUST 14, 1962
Rate: 0.25 CUBIC FOOT PER SECOND

Limit/Duty: The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second, or its equivalent for each acre irrigated, and shall be further limited to a diversion of not to exceed 3.0 acre-feet per acre for each acre irrigated during the irrigation season of each year. The use shall conform to such reasonable rotation system as may be ordered by the proper state officer. The right to the use of the water for the above purpose is restricted to beneficial use on the lands or place of use described.

Source: WELL 1, tributary to FOLEY and NEWMAN SLOUGHS (SILVIES RIVER)

Authorized Point of Appropriation:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
23 S	31 E	WM	5	SW NW	WELL 3: 600 FEET EAST AND 880 FEET NORTH FROM THE W1/4 CORNER OF SECTION 5

Authorized Place of Use:

SUPPLEMENTAL IRRIGATION						
Twp	Rng	Mer	Sec	Q-Q	GLot	Acres
23 S	31 E	WM	5	NW NW	4	3.5
23 S	31 E	WM	5	SW NW		3.7
23 S	31 E	WM	6	NE NE	11	6.4
23 S	31 E	WM	6	SE NE		6.2

4. Transfer Application T-12903 proposes additional points of appropriation.

Twp	Rng	Mer	Sec	Q-Q	GLot	Measured Distances	Approximate Distance (feet)
23 S	31 E	WM	5	NW NW	4	WELL 1 - 1071 FEET SOUTH AND 296 FEET EAST OF THE NW CORNER OF SECTION 5	600
23 S	31 E	WM	6	SE NE		WELL 2 - 1809 FEET SOUTH AND 285 FEET WEST FROM THE NE CORNER OF SECTION 6	1,030
23 S	31 E	WM	5	NW NW	4	NEW WELL - 1350 FEET NORTH AND 330 FEET EAST OF THE WEST 1/4 CORNER OF SECTION 5	450

5. The second right to be transferred is as follows:

Certificate: 89525 in the name of WILLIAM SPRINGSTON and NORMA SPRINGSTON (perfected under Permit G-12720)

Use: SUPPLEMENTAL IRRIGATION of 82.4 ACRES, BEING 65.9 ACRES FROM WELL #1 AND 16.5 ACRES FROM WELL #2

Priority Date: JANUARY 4, 1995

Rate: 1.03 CUBIC FEET PER SECOND (CFS), being 0.824 CFS from Well #1 and 0.206 CFS from Well #2.

Limit/Duty: The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is limited to a diversion of

ONE-EIGHTIETH of one cubic foot per second, or its equivalent for each acre irrigated, and shall be further limited to a diversion of not to exceed 3.0 acre-feet per acre for each acre irrigated during the irrigation season of each year.

Period of Use: WATER MAY BE APPROPRIATED FOR SUPPLEMENTAL IRRIGATION FROM MARCH 20 THROUGH SEPTEMBER 1 OF EACH YEAR.

Source: TWO WELLS IN THE SILVIES RIVER BASIN WITHIN THE MALHEUR LAKE BASIN

Authorized Points of Appropriation:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
23 S	31 E	WM	5	NW NW	WELL 1 - 1071 FEET SOUTH AND 296 FEET EAST FROM THE NW CORNER OF SECTION 5
23 S	31 E	WM	6	SE NE	WELL 2 - 1809 FEET SOUTH AND 285 FEET WEST FROM THE NE CORNER OF SECTION 6

Authorized Place of Use:

SUPPLEMENTAL IRRIGATION							
Twp	Rng	Mer	Sec	Q-Q	G Lot	Acres	Well
22 S	31 E	WM	31	SW SE		7.7	1
22 S	31 E	WM	31	SE SE		4.3	1
23 S	31 E	WM	5	NW NW	4	3.0	1
23 S	31 E	WM	5	SW NW		2.0	1
23 S	31 E	WM	6	NE NE	11	32.9	1
23 S	31 E	WM	6	NW NE	10	11.2	1
23 S	31 E	WM	6	SW NE	6	0.8	1
23 S	31 E	WM	6	SW NE	6	5.5	2
23 S	31 E	WM	6	SE NE		4.0	1
23 S	31 E	WM	6	SE NE		11.0	2

6. Transfer Application T-12903 proposes additional points of appropriation.

Twp	Rng	Mer	Sec	Q-Q	GLot	Measured Distances	Approximate Distance (Feet)	
							Well 1	Well 2
23 S	31 E	WM	5	NW NW	4	NEW WELL - 1350 FEET NORTH AND 330 FEET EAST OF THE WEST 1/4 CORNER OF SECTION 5	1490	725

Transfer Review Criteria (OAR 690-380-4010)

7. No information was submitted with the transfer application to establish that Water has been used within the last five years prior to the submittal of Transfer Application T-12903 according to the terms and conditions of the rights.
8. The proposed change would not result in enlargement of the rights.
9. The proposed change would not result in injury to other water rights.

10. The application is not complete because an Evidence of Use affidavit was not submitted with the application.
11. As identified in Finding of Fact #10 the transfer application does not meet standards for completeness as per ORS 540.520 and OAR Chapter 690, Division 380.

Determination and Proposed Action

Transfer application T-12903 does not meet the requirements for completeness (as described in Finding of Fact #10), and cannot be processed. The Department intends to deny the application unless the deficiency is remedied, or the application is withdrawn.

If the deficiencies are remedied and Transfer Application T-12903 is approved, the final order will include the following:

1. *The additional points of appropriation proposed in Transfer Application T-12903 are approved.*
2. *The right to the use of the water is restricted to beneficial use at the place of use described, and is subject to all other conditions and limitations contained in Certificates 84120 and 89525 and any related decree.*
3. *Water right Certificates 84120 and 89525 are cancelled.*
4. *The quantity of water diverted at the additional points of appropriation, together with that diverted at the original points of appropriation, shall not exceed the quantity of water lawfully available at the original points of appropriation.*
5. *Water use measurement conditions:*
 - a. *Before water use may begin under this order, the water user shall install a totalizing flow meter, or, with prior approval of the Director, another suitable measuring device, at each point of 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.*
6. *Water shall be acquired from the same aquifer (water source) as the original point of appropriation.*
7. *The former place of use of the transferred right shall no longer receive water under the right.*
8. *Full beneficial use of the water shall be made, consistent with the terms of this order, on or before **October 1, 2020**. A Claim of Beneficial Use prepared by a Certified Water Right Examiner shall be submitted by the applicant to the Department within one year after the deadline for completion of the changes and full beneficial use of the water.*

9. *After satisfactory proof of beneficial use is received, new certificates confirming the rights transferred will be issued.*

Dated in Salem, Oregon on _____

D R A F T

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

This draft Preliminary Determination was prepared by Scott Grew. If you have questions about the information in this document, you may reach him at 503-986-0890 or scott.a.grew@oregon.gov

Groundwater Transfer Review Summary Form

Transfer/PA # T- 12903

GW Reviewer D. BOSCHMANN Date Review Completed: 3/28/2019

Summary of Enlargement (Same Source) Review:

The proposed transfer fails to keep the original place of use from receiving water from the same source.

Summary of Injury Review:

The proposed transfer will result in another, existing water right not receiving previously available water to which it is legally entitled.

Summary of Well Construction Assessment:

The proposed POA does not have a well log.

The proposed POA does not appear to meet current well construction standards. Route through Well Construction and Compliance Section.

This is only a summary. Documentation is attached and should be read thoroughly to understand the basis for determinations.



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-12903

Applicant Name: White Hereford Ranch Inc.

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

Reviewer(s): Darrick E. Boschmann

Date of Review: 3/28/2019

Date Reviewed by GW Mgr. and Returned to WRSD: 4/15/19

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: _____

Transfer application T-12903 is related to certificates 84120 and 89525.

Certificate 84120 authorizes groundwater pumping from one well (POD 1 = HARN 353) for supplemental irrigation of 19.8 acres in the Malheur Lake Basin. This transfer seeks the following changes to certificate 84120:

1. Add three APOAs ("WELL 2" = HARN 50601*; "NEW WELL" = not yet constructed**; "WELL 1" = HARN 50310).

Certificate 89525 authorizes groundwater pumping from two wells (POD 1 = HARN 50310; POD 2 = HARN 50601*) for supplemental irrigation of 82.4 acres in the Malheur Lake Basin. This transfer seeks the following changes to certificate 89525:

1. Add one APOA ("NEW WELL" = not yet constructed**).

*No drillers well log exists for HARN 50601 – only a well information report compiled by OWRD staff. It is not known if this well meets well construction standards.

**Note: a 12" irrigation well (HARN 52711) has been completed at the location of proposed well "NEW WELL" under the name Mary Lee White/White Hereford Ranch Inc. It is assumed for the purposes of this review that this is the intended APOA "NEW WELL".

2. Will the proposed POA develop the same aquifer (source) as the existing authorized POA?
 Yes No Comments: Available data indicates a predominantly volcanic/volcaniclastic unit occurs beneath a predominantly basin fill sediment unit. Reports for the Malheur Lake Basin indicate groundwater occurs in both the basin fill and underlying volcanic rocks. The groundwater is likely hydraulically connected, making a single groundwater system occurring in different geologic units. Leonard (1970) found that near the edges of the valley there is likely good interconnection between individual water-bearing beds in the valley fill and those in the adjacent and underlying tertiary rocks.

In general, groundwater in the Harney Basin flows from several upland recharge areas to a common discharge area near Malheur and Harney Lakes, with some apparent discharge to the Malheur Basin through one or more areas along the eastern margin. While the rocks and sediments making up the aquifer system in the Harney Basin do constitute a single groundwater flow system, sub-watersheds within the basin contribute recharge to different parts of the system depending on groundwater flow-paths from recharge to discharge areas. In general, within these sub-watersheds water within the aquifer system is sourced from a common recharge area, and can therefore be considered a single source.

All authorized and proposed wells associated with this transfer application are located within ~0.15 miles from each other on the Silvies River fan.

3. a) Is there more than one source developed under the right (e.g., basalt and alluvium)?
 Yes No See comment in 2 above.
- 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.): _____
- 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: _____

Certificate 84120:

The proposed APOAs under certificate 84120 are located ~0.15 miles northwest and southwest of the currently authorized well. This will result in an incremental increase in interference with wells to the northwest and southwest.

Certificate 89525:

The proposed APOA is less than 200 feet northwest of currently authorized well HARN 50310.

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: _____

Available observation well data for this part of the Silvies River fan indicates that seasonal variation is under 10 feet per year. Additionally, there is no indication of any long term water level decline in this immediate area.

Certificate 84120:

The nearest authorized POA to the proposed APOAs is POD 1 under certificate 39765 (HARN 383), which is located ~500 feet from proposed APOA HARN 50601. At the low rate and duty authorized for supplemental irrigation by this certificate it is unlikely that any increase in interference will be substantial enough to result in this POD not receiving the water to which it is legally entitled.

Certificate 89525:

The proposed APOA is less than 200 feet northwest of currently authorized well HARN 50310. If rate and duty are not enlarged there should be no change to the impact of groundwater use under this water right to existing nearby water users.

4. 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: _____

All authorized and proposed wells considered in this transfer are located between 0.25 and 1 mile from the Silvies River.

Certificate 84120:

At the low rate and duty authorized for supplemental irrigation by this certificate it is unlikely that any increase in interference will be substantial enough to result in a significant increase in interference with the Silvies River.

Certificate 89525:

The proposed APOA is located no closer to the Silvies River than the currently authorized wells.

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?

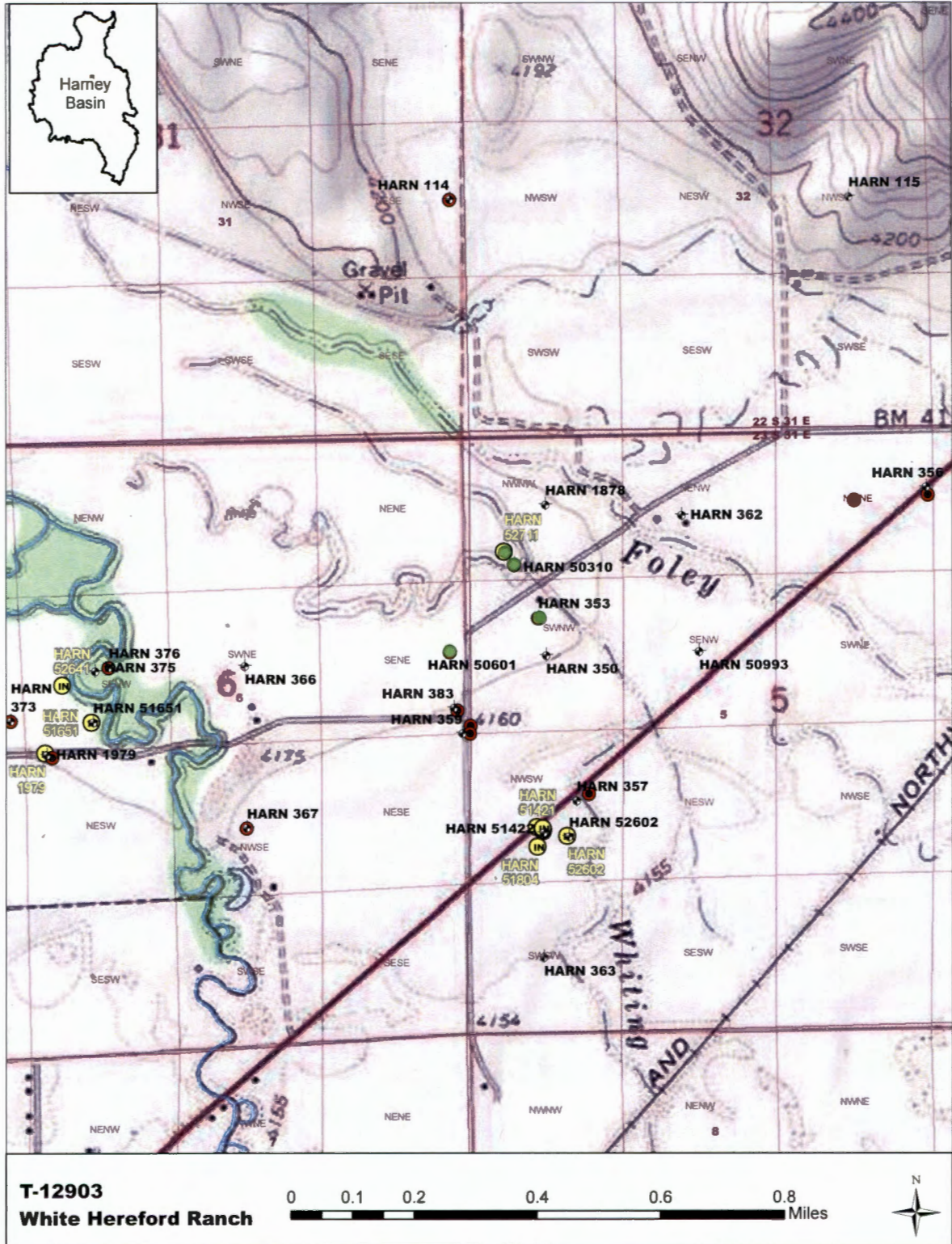
Stream: Silvies River Minimal Significant
Stream: _____ Minimal Significant

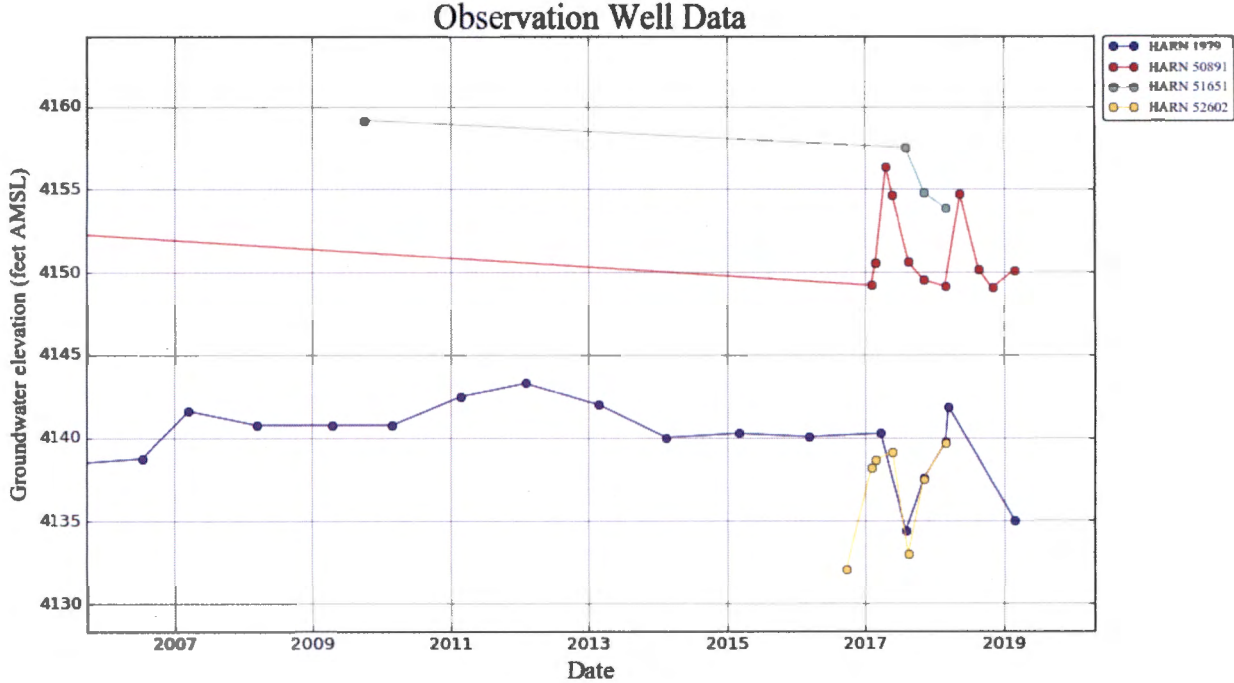
Provide context for minimal/significant impact: See comments in 5a above.

5. What conditions or other changes in the application are necessary to address any potential issues identified above: none.

6. Any additional comments: _____
*No drillers well log exists for HARN 50601 – only a well information report compiled by OWRD staff. It is not known if this well meets well construction standards.

**Note: a 12” irrigation well (HARN 52711) has been completed at the location of proposed well “NEW WELL” under the name Mary Lee White/White Hereford Ranch Inc. It is assumed for the purposes of this review that this is the intended APOA “NEW WELL”.







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-12903

Review Due Date: _____

Applicant Name: White Herford Ranch Inc.

Proposed Changes: POU POD POA USE OTHER

Reviewer(s): _____

Date of Review: May. 3, 2018

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: N/A
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: _____
12. What alternatives may be available for addressing any issues identified above: N/A
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

Submerged Orifice

Parshall Flume

Flow Restrictor

Other: _____

Oregon Water Resources Department

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

Transfer #: T-12903

- 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: JR Johnson

District: 10

Address: 450 N Buena Vista

City/State/Zip: Burns, OR 97720

Phone: 541 573 2764

Email: jr.johnson@wrdd.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



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

Application for Permanent Water Right Transfer

Part 1 of 5 – Minimum Requirements Checklist

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

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. If you have questions, call Customer Service at (503) 986-0801.
- Part 4 – Completed Applicant Information and Signature.
- Part 5 – Information about Water Rights to be Transferred: **How many water rights are to be transferred? Two List them here: 84120 & 89525**
Please include a separate Part 5 for each water right. (See instructions on page 6)

Attachments:

- Completed Transfer Application Map.
- Completed Evidence of Use Affidavit and supporting documentation.
- N/A Affidavit(s) of Consent from Landowner(s) (if the applicant does not own the land the water right is on.)
- N/A Supplemental Form D – For water rights served by or issued in the name of an irrigation district. Complete when the transfer applicant is not the irrigation district.
- N/A Land Use Information Form with approval and signature (or signed land use form receipt stub). 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"/> Additional signature(s) required
<input type="checkbox"/> Other/Explanation _____	<input type="checkbox"/> Part _____ is incomplete

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

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Part 2 of 5 – Transfer Application Map Checklist

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 White Hereford Ranch, Inc.		PHONE NO.	ADDITIONAL CONTACT NO.
ADDRESS 31053 Eben Ray lane			FAX NO.
CITY Burns	STATE OR	ZIP 97720-9338	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.			

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

AGENT/BUSINESS NAME John A. Short / Water Right Services, LLC		PHONE NO. 541-389-2837	ADDITIONAL CONTACT NO.
ADDRESS P.O. Box 1830			FAX NO.
CITY Bend	STATE OR	ZIP 97709	E-MAIL johnshort@usa.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:
Add new well for supplemental irrigation.

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)

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Check One Box

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- 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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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: **Burns Times-Herald**.

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



Sam Glerup
Applicant signature

SAM GLERUP
Print Name (and Title if applicable)

4/11/18
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 *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:

<http://www.oregon.gov/owrd/docs/transfer-propertytransactions.pdf>

RECEIVING LANDOWNER NAME N/A			PHONE NO.	ADDITIONAL CONTACT NO.
ADDRESS				FAX NO.
CITY	STATE	ZIP	E-MAIL	

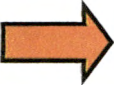
Describe any special ownership circumstances here: _____

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

IRRIGATION DISTRICT NAME N/A	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 N/A	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 N/A	ADDRESS			RECEIVED
CITY	STATE	ZIP	APR 17 2018	

ENTITY NAME	ADDRESS			OWRD
CITY	STATE	ZIP		

Part 5 of 5 – Water Right Information

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

CERTIFICATE # 84120

Description of Water Delivery System

System capacity: 0.33 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.

Flood irrigation from wells.

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	HARN 353 / 354	23	S	31	E	5	SW	NW		880' N, 600' E from W ¼ Cor. S5
WELL 2	<input type="checkbox"/> Authorized <input checked="" type="checkbox"/> Proposed	HARN 50601	23	S	31	E	6	SE	NE		1809' S, 285' W from NE Cor. S6
NEW WELL	<input type="checkbox"/> Authorized <input checked="" type="checkbox"/> Proposed		23	S	31	E	5	NW	NW	GL 4	1,350' N, 330' E of W ¼ Cor. S5
WELL 1	<input type="checkbox"/> Authorized <input checked="" type="checkbox"/> Proposed	HARN 50310	23	S	31	E	5			GL 4	1071' S, 296' E of NW Cor S5

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

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

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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.

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

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

Table 2. Description of Changes to Water Right Certificate # 84120

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	Type of USE listed on Certificate	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	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	23	S	31	E	5	NW	NW	200	GL 4	3.5	IS	Well 1, Well 2, New Well	1962					
													APOA	23	S	31	E	5	SW	NW	1000		3.7	IS	"	1962					
													APOA	23	S	31	E	6	NE	NE	200	GL 11	6.4	IS	"	1962					
													APOA	23	S	31	E	6	SE	NE	1000		6.2	IS	"	1962					
							TOTAL ACRES:														TOTAL ACRES:	19.8									

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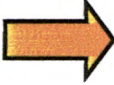
Additional remarks: _____.

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:

C-89525 & Silvies River Decree 1926.



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 # N/A.

Surface water primary Certificate # N/A.

For a change from Supplemental Irrigation Use to Primary Irrigation Use

Identify the primary certificate to be cancelled. Certificate # N/A

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

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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
New Well	No		230'	12"	1'-150'		103'-129'	13'	Clay, Gravel tan	500 gpm

CERTIFICATE # 89525

Description of Water Delivery System

System capacity: 1.37 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.

Flood irrigation from wells and/or overflow from Foley & Newman Sloughs (Silvies River)

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	HARN 50310	23	S	31	E	5	NW	NW	GL 4	1071' S, 296' E from NW Cor. S5
WELL 2	<input checked="" type="checkbox"/> Authorized <input type="checkbox"/> Proposed	HARN 50601	23	S	31	E	6	SE	NE		1809' S, 285' W from NE Cor. S6
NEW WELL	<input type="checkbox"/> Authorized <input checked="" type="checkbox"/> Proposed		23	S	31	E	5	NW	NW	GL 4	1,350' N, 330' E of W ¼ Cor. S5
	<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"/> 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.

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

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

Table 2. Description of Changes to Water Right Certificate # 89525

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	Type of USE listed on Certificate	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	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	22	S	31	E	31	SW	SE	500		7.7	IS	Well 1, Well 2, New Well	1995	
													APOA	22	S	31	E	31	SE	SE	500		4.3	"	"	"	
													APOA	23	S	31	E	5	NW	NW	200	GL 4	3.0	"	"	"	
													APOA	23	S	31	E	5	SW	NW	200		2.0	"	"	"	
													APOA	23	S	31	E	6	NE	NE	200	GL 11	32.9	"	"	"	
													APOA	23	S	31	E	6	NW	NE	200	GL 10	11.2	"	"	"	
													APOA	23	S	31	E	6	SW	NE	200	GL 6	0.8	"	"	"	
													APOA	23	S	31	E	6	SW	NE	1000	GL 6	5.5	"	"	"	
													APOA	23	S	31	E	6	SE	NE	200		4.0	"	"	"	
													APOA	23	S	31	E	6	SE	NE	1000		11.0	"	"	"	
TOTAL ACRES:												TOTAL ACRES:											82.4				

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Additional remarks: _____.

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:

C-84120 & Silvies River Decree 1926.



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 # N/A;
Surface water primary Certificate # N/A.

For a change from Supplemental Irrigation Use to Primary Irrigation Use

Identify the primary certificate to be cancelled. Certificate # N/A

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
New Well	No		230'	12"	1'-150'		103'-129'	13'	Clay, Gravel tan	500 gpm

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

STATE ENGINEER WATER WELL REPORT STATE OF OREGON SALEM, OREGON

State Well No. State Permit No.

(1) OWNER: Name Ben Ray Address Burns, Oregon

(2) LOCATION OF WELL: County HARNY Owner's number, if any 1/4 SW 1/4 Section 5 T. 23 R. 31 W.M. Bearing and distance from section or subdivision corner

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

PROPOSED USE (check): Domestic [X] Industrial [] Municipal [] Irrigation [X] Test Well [] Other [] (5) TYPE OF WELL: Rotary [] Driven [] Cable [X] Jettied [] Dug [] Bored []

(6) CASING INSTALLED: Threaded [] Welded [X] 12" Diam. from 0 ft. to 120 ft. Gage 1/4

(7) PERFORATIONS: Perforated? [] Yes [X] No Type of perforator used SIZE of perforations in. by in. perforations from ft. to ft.

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

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

(10) WATER LEVELS: Static level 17 ft. below land surface Date Artesian pressure lbs. per square inch Date

Log Accepted by: [Signed] (Owner) Date, 19

(11) WELL TESTS: Drawdown is amount water level is lowered below static level Was a pump test made? [X] Yes [] No If yes, by whom? Driller Yield: 950 gal./min. with 60 ft. drawdown after 6 hrs.

Balloon test gal./min. with ft. drawdown after hrs. Artesian flow g.p.m. Date Temperature of water Was a chemical analysis made? [] Yes [X] No

(12) WELL LOG: Diameter of well 12 inches. Depth drilled 214 ft. Depth of completed well 214 ft. Formation: Describe by color, character, size of material and structure, and show thickness of aquifers and the kind and nature of the material in each stratum penetrated, with at least one entry for each change of formation.

Table with columns: MATERIAL, FROM, TO. Entries include Brown top soil (0-6), Gray Clay (6-17), Conglomerate (17-109), Hard yellow Clay (109-125), Blue Clay (125-195), Black Sand Gray artesian flow (195-214).

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OWRD

Work started 5-17 1962 Completed 5-22 1962

(13) PUMP: Manufacturer's Name Type: H.P.

Well Driller's Statement: This well was drilled under my jurisdiction and this report is true to the best of my knowledge and belief.

NAME (Person, firm, or corporation) (Type or print)

Address

Driller's well number

[Signed] Paul Christley (Well Driller)

License No. 272 Date 5-27 1962

RECEIVED

AUG 10 1966

NOTICE TO WATER WELL CONTRACTOR
The original and first copy of this report are to be filed with the STATE ENGINEER, SALEM 10, OREGON within 30 days from the date of well completion.

WATER WELL REPORT
STATE ENGINEER
STATE OF OREGON
SALEM, OREGON

354

State Well No. 23/31-5

State Permit No.

(1) OWNER:

Name ERAN RAY
Address BURNS OREGON

(2) LOCATION OF WELL:

County HARNEY Driller's well number
1/4 SW 1/4 Section 5 T. 235 R. 31 E W.M.
Bearing and distance from section or subdivision corner

(3) TYPE OF WORK (check):

Well [] Deepening [] Reconditioning [X] Abandon []
andonment, describe material and procedure in item 12.

(4) PROPOSED USE (check):

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

(5) TYPE OF WELL:

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

(6) CASING INSTALLED:

10" Diam. from 103 ft. to 213 ft. Gage STD
" Diam. from ft. to ft. Gage
" Diam. from ft. to ft. Gage

(7) PERFORATIONS:

Perforated? [X] Yes [] No
Type of perforator used
Size of perforations in. by in.
5 X 12" perforations from 101 ft. to 111 ft.
4 X 10" perforations from 88 ft. to 108 ft.

(8) SCREENS:

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

(9) CONSTRUCTION:

Well seal-Material used in seal
Depth of seal ft. Was a packer used?
Diameter of well bore to bottom of seal in.
Were any loose strata cemented off? [] Yes [] No Depth
Was a drive shoe used? [] Yes [] No
Was well gravel packed? [] Yes [] No Size of gravel:
Gravel placed from ft. to ft.
Did any strata contain unusable water? [] Yes [X] No
Type of water? Depth of strata
Method of sealing strata off

(10) WATER LEVELS:

Static level 18 ft. below land surface Date 6/30/66
Artesian pressure lbs. per square inch Date

(11) WELL TESTS:

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

(12) WELL LOG:

Diameter of well below casing 10"
Depth drilled 213 ft. Depth of completed well 213 ft.
Formation: Describe by color, character, size of material and structure, and show thickness of aquifers and the kind and nature of the material in each stratum penetrated, with at least one entry for each change of formation.

Table with columns MATERIAL, FROM, TO. Contains handwritten notes: SET 10" LINER FROM 103 FT TO 213 SET ON ROCK BOTTOM PUMPING CLEAR WATER VERY LITTLE SAND THIS WELL SHOULD BE DRILLED DEEPER TO OBTAIN MORE WATER PRESENT YIELD ABOUT 450 G.P.M. AT 60 FT DR.

(13) PUMP:

Manufacturer's Name WESTERN
Type: TURBINE H.P. ?

Water Well Contractor's Certification:

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

NAME Edgar L. Koehnman (Person, firm or corporation) (Type or print)

Address P.O. # 327 BURNS ORE

Drilling Machine Operator's License No. 128

[Signed] Edgar L. Koehnman (Water Well Contractor)

Contractor's License No. 323 Date June, 1966

WELL I.D. # L _____

(1) LAND OWNER Well Number _____
 Name William 3 NORMA SPRINGSTON
 Address HC 71 Box 64-A
 City BURNS State OR Zip 97720

(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 134 ft.
 Explosives used Yes No Type _____ Amount _____

HOLE			SEAL			Sacks or pounds
Diameter	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:

Diameter	From	To	Gauge	Steel	Plastic	Welded	Threaded
Casing: <u>8</u>				<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"/>
Liner: _____				<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Drive Shoe used Inside Outside None
 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"/>

(8) WELL TESTS: Minimum testing time is 1 hour
 Pump Bailer Air Flowing Artesian
 Yield gal/min Drawdown Drill stem at Time

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 HARNEY Latitude _____ Longitude _____
 Township 23 N of S Range 31 E of W. WM.
 Section 6 SE 1/4 NE 1/4
 Tax Lot 200 Lot _____ Block _____ Subdivision _____
 Street Address of Well (or nearest address) _____

(10) STATIC WATER LEVEL:
13 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:
 Ground Elevation _____

Material	From	To	SWL

Date started _____ Completed _____

SOURCE OF DATA/INFO
CLAIM OF BENEFICIAL USE.
Fluidyne WATER METER SERIAL #
H000411.004 15 HP Berkeley model.
 COMPILED BY: B CRAIG KOWANEK
652BH

RECEIVED

Harney
50310

MAY 29 1998

STATE OF OREGON
WATER SUPPLY WELL REPORT
(as required by ORS 537.765)

WATER RESOURCES DEPT WELL I.D. # L 21286
SALEM, OREGON START CARD # 098489

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

(1) OWNER: Well Number _____
Name Bill Springston
Address HC 71 Box 64A
City Burns State OR Zip 97720

(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 19.5 ft.
Explosives used Yes No Type _____ Amount _____

HOLE SEAL

Diameter	From	To	Material	From	To	Sacks or pounds
16	0	18	grout	0	18	

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: 12	+1	150	.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)

(7) PERFORATIONS/SCREENS:

Perforations Method mills knife
 Screens Type _____ Material _____

From	To	Slot size	Number	Diameter	Tele/pipe size	Casing	Liner
103	129	3/8	100			<input checked="" type="checkbox"/>	<input type="checkbox"/>

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

<input checked="" type="checkbox"/> Pump Yield gal/min	<input type="checkbox"/> Bailer Drawdown	<input type="checkbox"/> Air Drill stem at	Flowing Artesian Time
500		147	6 hr.

Temperature of water 50 Depth Artesian Flow Found _____
Was a water analysis done? No Yes By whom _____
Did any strata contain water not suitable for intended use? Too little
 Salty Muddy Odor Colored Other _____
Depth of strata: _____

(9) LOCATION OF WELL by legal description:
County Harney Latitude _____ Longitude _____
Township 23S N or S Range 31E E or W. WM.
Section 5 NW 1/4 NW 1/4
Tax Lot 4 Lot _____ Block _____ Subdivision _____
Street Address of Well (or nearest address) Eban Ray Rd

(10) STATIC WATER LEVEL:
13 ft. below land surface. Date 5-20-98
Artesian pressure _____ lb. per square inch. Date _____

(11) WATER BEARING ZONES:
Depth at which water was first found 19

From	To	Estimated Flow Rate	SWL
19	200	800	13

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(12) WELL LOG:
Ground Elevation _____

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Material	From	To	SWL
topsoil clay loam	0	2	
clay & silt blk	2	19	
gravel/clay	19	40	
gravel med	40	59	
clay brn	59	67	
gravel med	67	73	
clay brn	73	103	
sand fine brn	103	106	
gravel fine/clay	106	116	
clay grey	116	122	
gravel fine	122	132	
sand fine brn	132	140	
clay grey	140	165	
clay tan	165	170	
gravel med, sand fine	170	208	
clay, gravel tan	208	230	

Date started 4-27-98 Completed 5-20-98

(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.
WWC Number _____
Signed _____ Date _____

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

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.

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APR 17 2018

NOTE TO LOCAL GOVERNMENTS

OWRD

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(s): White Hereford Ranch, Inc.

Mailing Address: 31053 Eben Ray Lane

City: Burns

State: OR

Zip Code: 97720-9338

Daytime Phone: _____

A. Land and Location

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

Township	Range	Section	¼ ¼	Tax Lot #	Plan Designation (e.g., Rural Residential/RR-5)	Water to be:			Proposed Land Use:
<u>22 S</u>	<u>31 E</u>	<u>31</u>	_____	<u>500</u>	<u>EFRU-1</u>	<input checked="" type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	<u>IR</u>
<u>23 S</u>	<u>31 E</u>	<u>6</u>	_____	<u>200</u>	<u>EFRU-1</u>	<input checked="" type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	<u>IR</u>
<u>23 S</u>	<u>31 E</u>	<u>6</u>	_____	<u>1000</u>	<u>EFRU-1</u>	<input checked="" type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	<u>IR</u>
_____	_____	_____	_____	_____	_____	<input type="checkbox"/> Diverted	<input type="checkbox"/> Conveyed	<input type="checkbox"/> Used	_____

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

<u>Harney County</u>	RECEIVED
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SUPERSEDED	

B. Description of Proposed Use

OWRD

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: 1.70
 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:

<u>Add new well for supplemental irrigation.</u>
--

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

See bottom of Page 3. →

For Local Government Use Only

The following section must be completed by a planning official from each county and city listed unless the project will be located entirely within the city limits. In that case, only the city planning agency must complete this form. This deals only with the local 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): HCZO 3.010 & 3.020, EFRU-1/EFRU-2
- 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."**

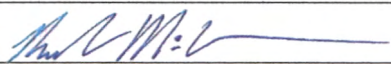
Type of Land-Use Approval Needed (e.g., plan amendments, rezones, conditional-use permits, etc.)	Cite Most Significant, Applicable Plan Policies & Ordinance Section References	Land-Use Approval:	
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <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.

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APR 17 2018

Name: Brandon McMullen Title: Planning Director OWRD

Signature:  Phone: 541-573-6655 Date: 4/9/2018

Government Entity: Hamey County

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

Receipt for Request for Land Use Information

Applicant name: _____

City or County: _____ Staff contact: _____

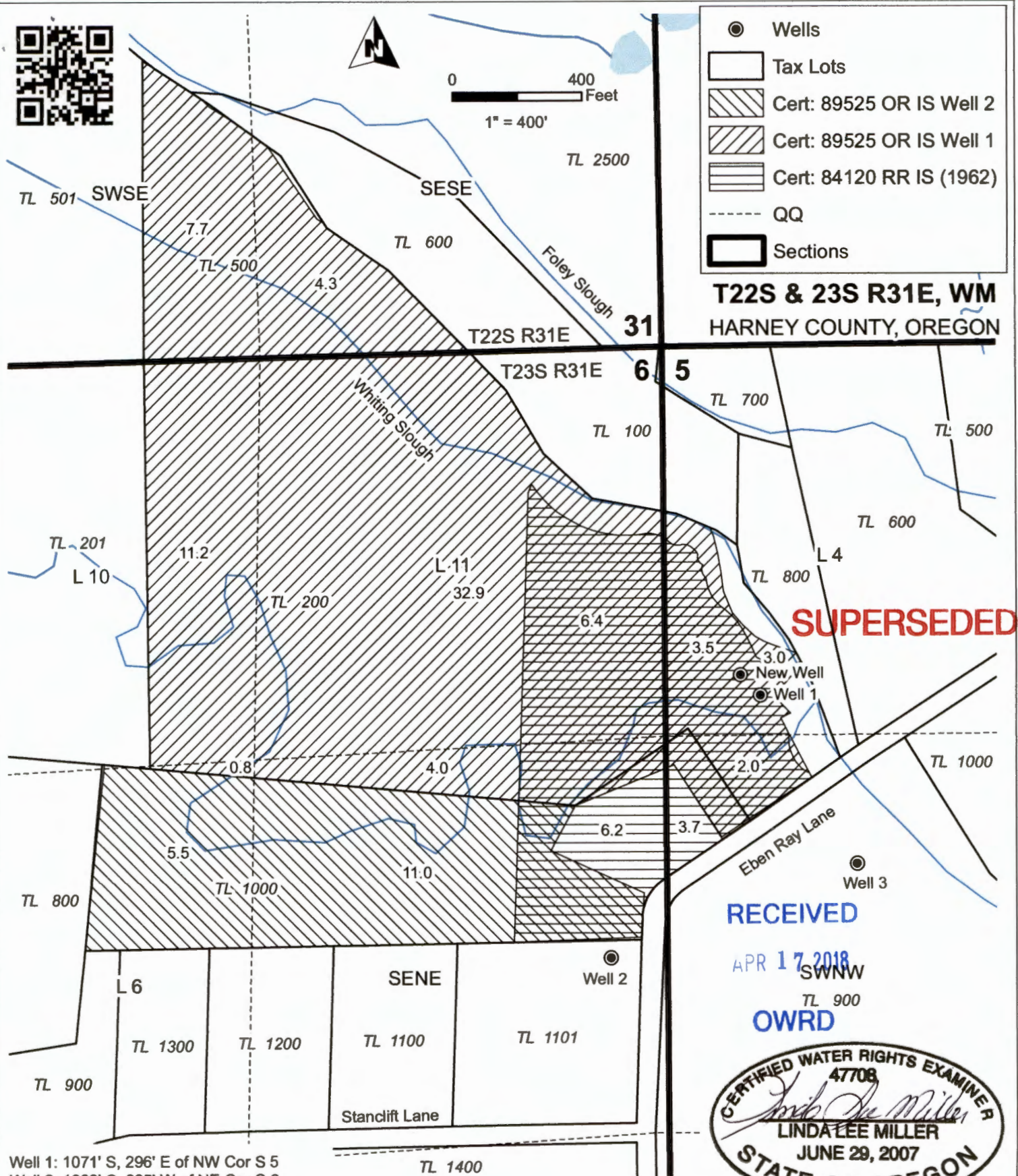
Signature: _____ Phone: _____ Date: _____



0 400 Feet
1" = 400'

- Wells
- Tax Lots
- Cert: 89525 OR IS Well 2
- Cert: 89525 OR IS Well 1
- Cert: 84120 RR IS (1962)
- QQ
- Sections

**T22S & 23S R31E, WM
HARNEY COUNTY, OREGON**



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APR 17 2018

OWRD



RENEWAL DATE 12/31/2018

Well 1: 1071' S, 296' E of NW Cor S 5
Well 2: 1809' S, 285' W of NE Cor S 6
Well 3: 880' N, 600' E of W 1/4 Cor S 5
New Well: 1000' N, 240' E of W 1/4 Cor S 5

APOA TRANSFER MAP
White Hereford Ranch, Inc.

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

WATER RIGHT SERVICES, LLC

PO BOX 1830, BEND, OR 97709
CCB# 197121 www.oregonwater.us

Certificates 84120 (1962) & 89525 (1995)

APRIL 4, 2018

541-389-2837 JOHNSHORT@USA.COM

HENDERSON Sarah A * WRD

From: johnshort@usa.com
Sent: Monday, May 14, 2018 7:43 AM
To: HENDERSON Sarah A * WRD
Subject: Well Log for T-12903

Hello Sarah,

Could you please simply add to the notes or file that the APOA referenced in T-12903 is HARN 52711 / L-128171?

Thx!

John

John A. Short CCB# 197121

541-389-2837

Water Right Services, LLC
PO Box 1830
Bend, OR 97709
johnshort@usa.com
oregonwater.us



Oregon
Kate Brown, Governor

Water Resources Department

725 Summer St NE, Suite A

Salem, OR 97301

(503) 986-0900

Fax (503) 986-0904

April 23, 2018

WHITE HEREFORD RANCH INC.
31053 EBEN RAY LANE
BURNS, OR 97720-9338

Reference: Application T- 12903

On April 17, 2018, we received your water right Transfer application. The application was accompanied by \$2090.00. Our receipt number 126432 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 wells.

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 transfer application has been issued by the Department.

In order to avoid any possible forfeiture of the water right, you should continue to use the water as described by your existing water right.

If the land is sold before the application is approved, the buyer's consent to the application will be required unless a recorded deed or other legal document clearly established that the water right was not conveyed in the sale.

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

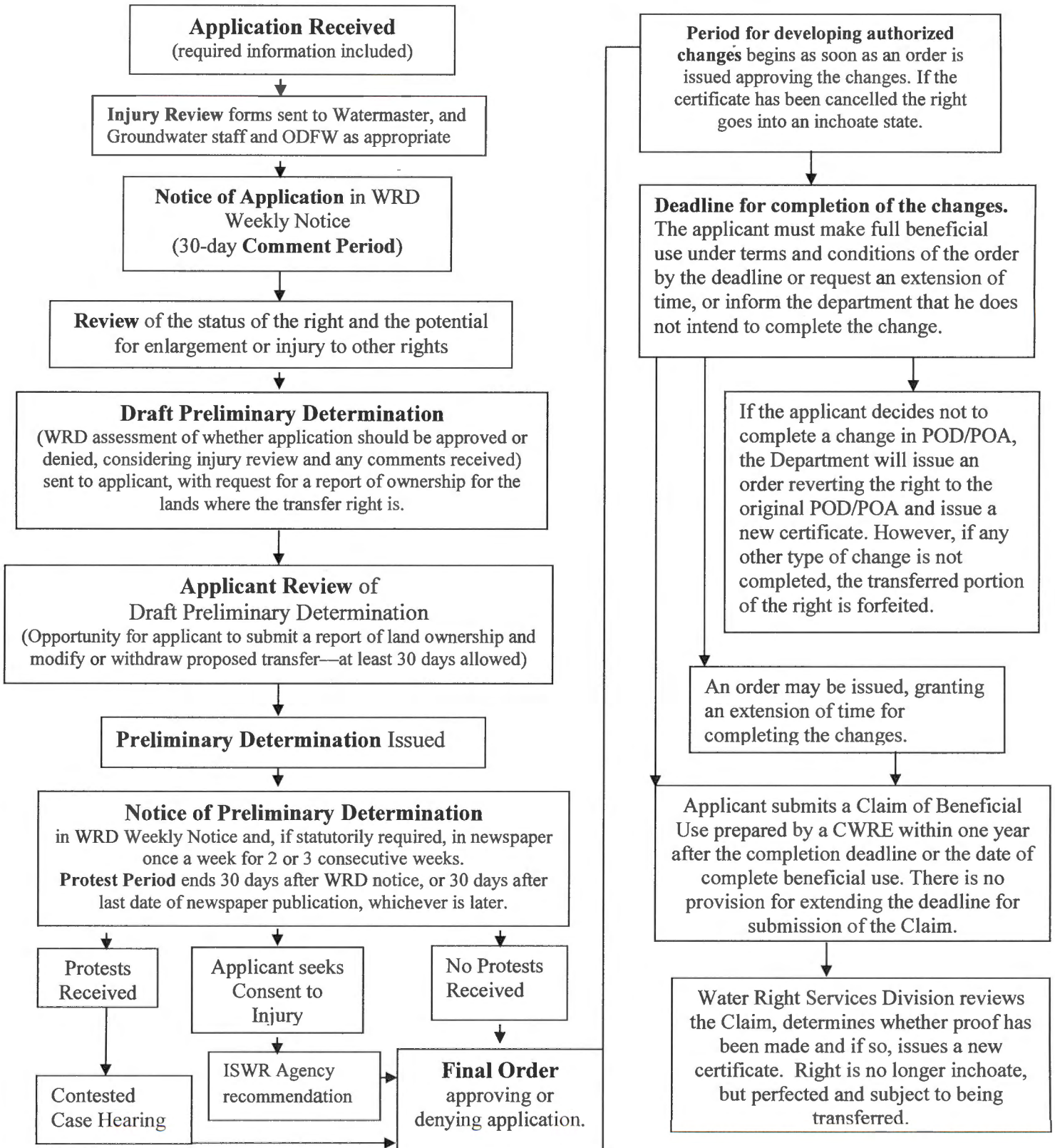
If you have any questions, please contact the Transfer Section at (503) 986-0807.

Cc: Watermaster Dist. #10 (*via email*)
Linda Lee Miller, CWRE
John A. Short, Agent
Harney County

Enclosure

Regular Transfer Process (including “Proving Up” on the changes)

OAR 690 Division 380



Regular Permanent Water Right Transfer Application Checklist

Checked by Arla/ED Date 4/17/18

(If OK, check box to left; if not, fill in the blank)

1. Page 1 of application: Are all attachments that have been checked actually included?
If not, what is missing? _____

2. Are fees included and correct? Fee paid: 2,090.00
If not, the correct fee would be: _____, so the amount missing is: _____

▶ If a Government Action POD change (see: Page 5): NO CHARGE

*NOTE: [POD/APOD, POA/APOA, SW to GW, Gov Action] are all counted as one type
POU is counted as one type
[USE *or* (Supplemental to Primary)] are counted as one type

3. Page 3 of application: Have all the applicants listed at the top of the page signed?
If no, whose signature is missing? MARY L. WHITE

4. Are all listed certificates or permits shown by WRIS as non-cancelled?
If no, which are cancelled? _____
For each cancelled certificate, if there has been a remaining right certificate issued that covers the lands in the left side of Table 2, list its number _____ and check the #4 box at left on this checklist.

5. If any certificate is in the name of a "district", is a Supplemental Form D from that district enclosed?
 N/A Form D needed from _____ (district)

6. If all #1-#5 boxes on this checklist are checked (with no remaining deficiencies identified), accept the application and assign it a numbered transfer folder. Put this check sheet in the transfer folder. If #1, #2, #3, #4 or #5 on this checklist is deficient, the application cannot be accepted. It should be returned and the **deficiencies listed in the "staff" section at the bottom of Application Page 1**, unless the applicant or agent can resolve the deficiencies within 2-3 days.

Certs & acres involved:

Changes: Add P.O.A.

cfs involved: .33

Source: Well

Business Registry Business Name Search

[New Search](#)

Business Entity Data

04-18-2018
08:25

Registry Nbr	Entity Type	Entity Status	Jurisdiction	Registry Date	Next Renewal Date	Renewal Due?
165337-13	DBC	ACT	OREGON	12-23-1982	12-23-2018	
Entity Name	WHITE HEREFORD RANCH, INC.					
Foreign Name						

[New Search](#)

Associated Names

Type	PPB	PRINCIPAL PLACE OF BUSINESS			
Addr 1	71438 TURNOUT RD				
Addr 2					
CSZ	BURNS	OR	97720	Country	UNITED STATES OF AMERICA

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

Type	AGT	REGISTERED AGENT	Start Date	02-05-2013	Resign Date	
Name	MARY	LEE	WHITE			
Addr 1	31053 EBEN RAY LN					
Addr 2						
CSZ	BURNS	OR	97720	Country	UNITED STATES OF AMERICA	

Type	PRE	PRESIDENT		Resign Date	
Name	MARY	LEE	WHITE		
Addr 1	31053 EBEN RAY LN				
Addr 2					
CSZ	BURNS	OR	97720	Country	UNITED STATES OF AMERICA

Type	SEC	SECRETARY		Resign Date	
Name	MARY	L	WHITE		
Addr 1	71438 TURNOUT RD				
Addr 2					
CSZ	BURNS	OR	97720	Country	UNITED STATES OF AMERICA

[New Search](#)


Name History

Business Entity Name	Name Type	Name Status	Start Date	End Date
WHITE HEREFORD RANCH, INC.	EN	CUR	12-23-1982	

Please read before ordering Copies.

[New Search](#)

Summary History

Image Available	Action	Transaction Date	Effective Date	Status	Name/Agent Change	Dissolved By
	ANNUAL REPORT	12-05-2017		FI		
	ANNUAL REPORT	12-27-2016		FI		
	ANNUAL REPORT	12-08-2015		FI		
	ANNUAL REPORT	12-23-2014		FI		
	AMENDED ANNUAL REPORT	01-02-2014		FI		
	NOTICE LATE ANNUAL	12-27-2013		SYS		
	AMENDED ANNUAL REPORT	02-05-2013		FI	Agent	
	NOTICE LATE ANNUAL	12-28-2012		SYS		
	ANNUAL REPORT PAYMENT	12-16-2011		SYS		
	ANNUAL REPORT PAYMENT	12-20-2010		SYS		
	ANNUAL REPORT PAYMENT	12-22-2009		SYS		
	ANNUAL REPORT PAYMENT	12-24-2008		SYS		
	ANNUAL REPORT PAYMENT	12-21-2007		SYS		
	REINSTATEMENT AMENDED	10-09-2007		FI		
	ADMINISTRATIVE DISSOLUTION	02-24-2006		SYS		
	NOTICE LATE ANNUAL	12-30-2005		SYS		
	ANNUAL REPORT	01-26-2005		FI		
	NOTICE LATE ANNUAL	12-30-2004		SYS		
	ANNUAL REPORT PAYMENT	12-24-2003		SYS		
	ANNUAL REPORT PAYMENT	12-27-2002		SYS		

	ANNUAL REPORT PAYMENT	11-29-2001		SYS		
	STRAIGHT RENEWAL	11-29-2000		FI		
	STRAIGHT RENEWAL	01-05-2000		FI		
	NOTICE	01-03-2000		SYS		
	STRAIGHT RENEWAL	11-25-1998		FI		
	STRAIGHT RENEWAL	11-26-1997		FI		
	NOTICE	12-30-1996		SYS		
	STRAIGHT RENEWAL	12-30-1996		FI		
	STRAIGHT RENEWAL	01-04-1996		FI		
	NOTICE	01-02-1996		SYS		
	STRAIGHT RENEWAL	12-01-1994		FI		
	STRAIGHT RENEWAL	12-22-1993		FI		
	AMENDED RENEWAL	11-24-1992		FI		
	STRAIGHT RENEWAL	11-25-1991		FI		
	STRAIGHT RENEWAL	11-26-1990		FI		
	STRAIGHT RENEWAL	11-28-1989		FI		
	AMENDED RENEWAL	12-02-1988		FI		
	AMENDED RENEWAL	12-01-1987		FI		
	AMENDED RENEWAL	12-03-1986		FI		
	STRAIGHT RENEWAL	01-03-1986		FI		
	STRAIGHT RENEWAL	12-31-1984		FI		

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

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Today's Date: Wednesday, April 18, 2018	Fee Calculation
Base Fee (includes one type of change to one water right for up to 1 cfs)	\$1,160.00
Fill in information below-- Check each box that applies.	
Types of Change Proposed:	
<input type="checkbox"/> Place of Use	
<input checked="" type="checkbox"/> Point of Diversion (POD)/Appropriation (POA); and/or Additional POD/POA; and/or SW POD to GW POD	
<input type="checkbox"/> Character of Use	\$0.00
Enter total number of water rights included in transfer. <input style="width: 50px; border: 1px solid black;" type="text" value="2"/>	\$520.00
<input checked="" type="checkbox"/> Check this box if you propose to add or change a well, or change from a surface water POD to a well.	\$410.00
<input type="checkbox"/> Check this box if you propose to change the place of use or character of use for a NON-irrigation right.	
<input type="checkbox"/> Check this box if you propose to change the place of use or character of use for an irrigation right.	
Total Transfer CFS(rounded up to the next whole cfs):	
Subtotal:	\$2,090.00
Check each box that applies.	
<input type="checkbox"/> The transfer is necessary to complete a project funded by the Oregon Watershed Enhancement Board (OWEB) under ORS 541.932.	
<input type="checkbox"/> The transfer is endorsed in writing by ODFW as a change that will result in a net benefit to fish and wildlife habitat.	
Discount:	
Transfer Fee:	\$2,090.00

[Return to Edit](#) [Clear](#)

**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 # **126432**

INVOICE # _____

RECEIVED FROM: Coffee Pot Brand LLC
BY: DBA;

APPLICATION	
PERMIT	
TRANSFER	<u>T-12903</u>

CASH: CHECK: # 20217 OTHER: (IDENTIFY)

TOTAL REC'D \$ 2090.00

1083 TREASURY 4170 WRD MISC CASH ACCT

0407 COPIES	\$
OTHER: (IDENTIFY)	\$

0243 I/S Lease _____ 0244 Muri 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	\$	

46110

WATER RIGHTS:			
0201 SURFACE WATER	\$	0202	\$
0203 GROUND WATER	\$	0204	\$
0205 TRANSFER	\$ <u>2,090.00</u>		
WELL CONSTRUCTION			
0218 WELL DRILL CONSTRUCTOR	\$	0219	\$
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: **126432**

DATED: 4-17-18

BY: [Signature]

STATE OF OREGON
COUNTY OF HARNEY
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

WILLIAM SPRINGSTON
NORMA SPRINGSTON
HC 71 BOX 64A
BURNS OR 97720

confirms the right to use the waters of TWO WELLS in the SILVIES RIVER BASIN WITHIN THE Malheur Lake BASIN for SUPPLEMENTAL IRRIGATION of 82.4 ACRES, BEING 65.9 ACRES FROM WELL #1 AND 16.5 ACRES FROM WELL #2.

This right was perfected under Permit G-12720. The date of priority is JANUARY 4, 1995. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 1.03 CUBIC FEET PER SECOND (CFS), being 0.824 CFS from Well #1 and 0.206 CFS from Well #2.

WATER MAY BE APPROPRIATED FOR SUPPLEMENTAL IRRIGATION FROM MARCH 20 THROUGH SEPTEMBER 1 OF EACH YEAR.

The wells are located as follows:

Twp	Rng	Mer	Sec	G Lot	Q-Q	Measured Distances
23 S	31 E	WM	5	4	NW NW	WELL 1 - 1071 FEET SOUTH & 296 FEET EAST FROM NW CORNER, SECTION 5
23 S	31 E	WM	6		SE NE	WELL 2 - 1809 FEET SOUTH & 285 FEET WEST FROM NE CORNER, SECTION 6

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

NOTICE OF RIGHT TO PETITION FOR RECONSIDERATION OR JUDICIAL REVIEW

This is an order in other than a contested case. This order is subject to judicial review under ORS 183.484 and ORS 536.075. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.484(2). Pursuant to ORS 183.484, ORS 536.075 and OAR 137-004-0080, you may petition for judicial review and 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. In addition, under ORS 537.260 any person with an application, permit or water right certificate subsequent in priority may jointly or severally contest the issuance of the certificate within three months after issuance of the certificate.

A description of the place of use is as follows:

Twp	Rng	Mer	Sec	Q-Q	G Lot	Acres	Well
22 S	31 E	WM	31	SW SE		7.7	1
22 S	31 E	WM	31	SE SE		4.3	1
23 S	31 E	WM	5	NW NW	4	3.0	1
23 S	31 E	WM	5	SW NW		2.0	1
23 S	31 E	WM	6	NE NE	11	32.9	1
23 S	31 E	WM	6	NW NE	10	11.2	1
23 S	31 E	WM	6	SW NE	6	0.8	1
23 S	31 E	WM	6	SW NE	6	5.5	2
23 S	31 E	WM	6	SE NE		4.0	1
23 S	31 E	WM	6	SE NE		11.0	2

Measurement, recording and reporting conditions:

- A. The water user shall maintain the meter or measuring devices in good working order.
- B. The water user shall allow the watermaster access to the meter or measuring device; provided however, where the meter or measuring device is located within a private structure, the watermaster shall request access upon reasonable notice.
- C. The Director may require the water user to keep and maintain a record of the amount (volume) of water used and may require the water user to report water use on a periodic schedule as established by the Director. In addition, the Director may require the water user to report general water use information, the periods of water use and the place and nature of use of water under the right. The Director may provide an opportunity for the water user to submit alternative reporting procedures for review and approval.

This right is limited to any deficiency in the available supply of any prior right existing for the same land.

If substantial interference with a senior water right occurs due to withdrawal of water from any well listed on this right, 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 interference.

The wells shall be maintained in accordance with the General Standards for the Construction and Maintenance of Water Wells in Oregon. The works shall be equipped with a useable access port, and may also include an air line and pressure gauge adequate to determine water level elevation in the wells at all times.

The Director may require water level or pump test results every ten years.

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

This right 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 use of water shall be limited when it interferes with any prior surface or ground water rights.

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

Issued OCT 10 2014



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

STATE OF OREGON

COUNTY OF HARNEY

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

EBEN RAY
RT 1 BOX 65
BURNS OR 97720

confirms the right to use the waters of WELL 1, tributary to FOLEY and NEWMAN SLOUGHS (SILVIES RIVER) for SUPPLEMENTAL IRRIGATION of 19.8 ACRES.

This right was perfected under Permit G-2234. The date of priority is AUGUST 14, 1962. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 0.250 CUBIC FOOT PER SECOND or its equivalent in case of rotation, measured at the well.

The well is located as follows:

Twp	Rng	Mer	Sec	Q-Q	Survey Coordinates
23 S	31 E	WM	5	SW NW	WELL 1: 600 FEET EAST & 880 FEET NORTH FROM W1/4 CORNER, SECTION 5

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second, or its equivalent for each acre irrigated, and shall be further limited to a diversion of not to exceed 3.0 acre-feet per acre for each acre irrigated during the irrigation season of each year. The use shall conform to such reasonable rotation system as may be ordered by the proper state officer. The right to the use of the water for the above purpose is restricted to beneficial use on the lands or place of use described.

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

SUPPLEMENTAL IRRIGATION						
Twp	Rng	Mer	Sec	Q-Q	GLot	Acres
23 S	31 E	WM	5	NW NW	4	3.5
23 S	31 E	WM	5	SW NW		3.7
23 S	31 E	WM	6	NE NE	11	6.4
23 S	31 E	WM	6	SE NE		6.2

This certificate describes that portion of the water right confirmed by Certificate 35134, State Record of Water Right Certificates, NOT modified by the provisions of an order of the Water Resources Director entered APR 30 2008, approving Transfer Application T-10362 for a HISTORIC POINT IN APPROPRIATION.

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

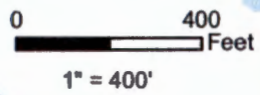
WITNESS the signature of the Water Resources Director, affixed APR 30 2008.


Phillip C. Ward, Director

**Notice of Preliminary Determination for
Water Right Transfer T-12903**

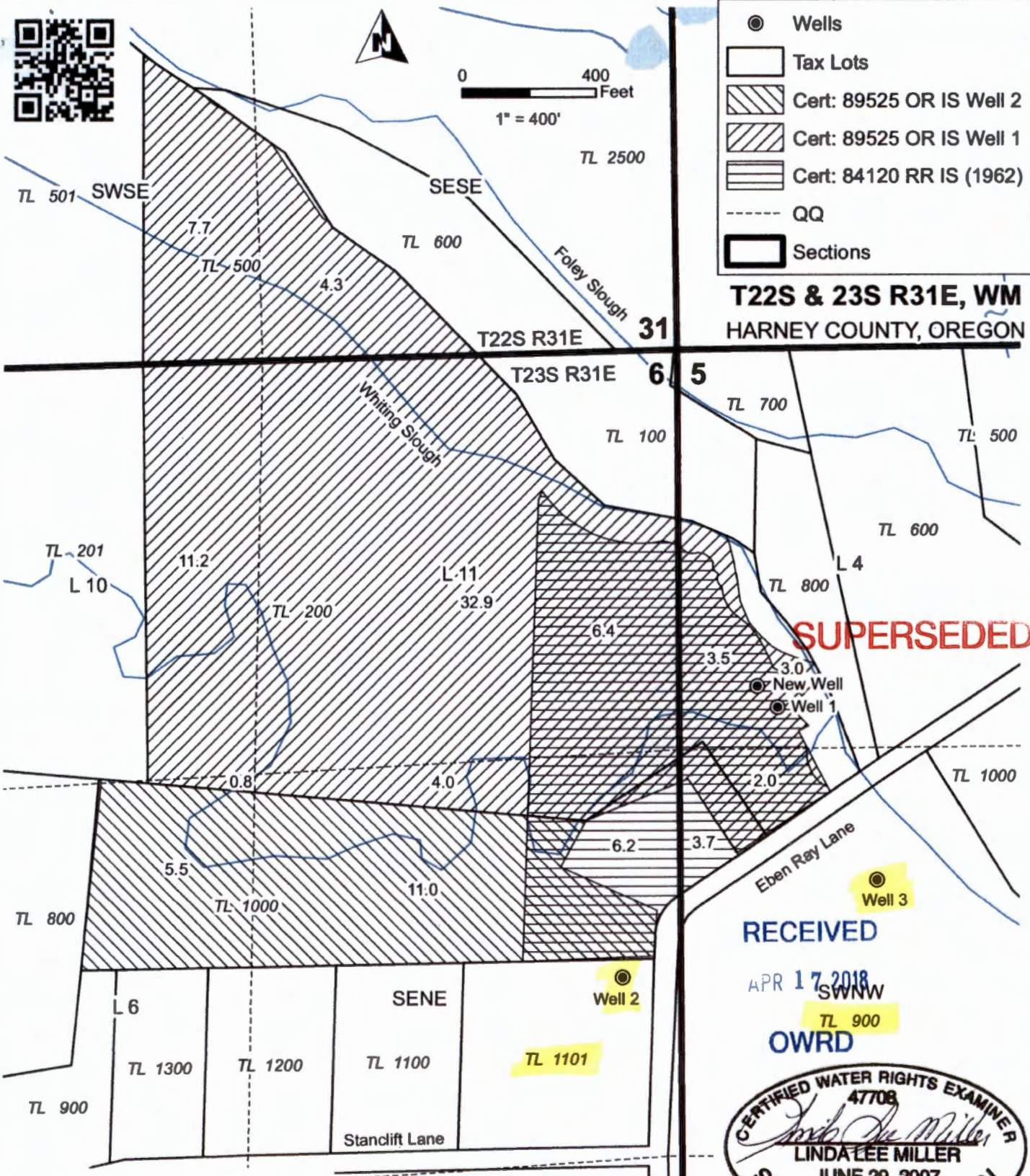
T-12903 filed by White Hereford Ranch Inc., 31053 Eben Ray Lane, Burns, OR 97720, proposes additional points of appropriation under Certificates 84120 and 89525. Certificate 84120 allows the use of 0.25 cubic foot per second (CFS) from a well in Sec. 5, T23S, R31E, W.M. for supplemental irrigation in Sects. 5 and 6, T23S, R31E, WM. The applicant proposed additional points of appropriation in Sects. 5 and 6, T23S, R31E, WM. Certificate 89525 allows the use of 1.03 cubic feet per second from two wells in Sects. 5 and 6, T 23S, R31E, W.M. for supplemental irrigation in Sec. 31, T22S, R31E WM and Sects. 5 and 6, T23S, R31E, WM. The applicant proposes an additional point of appropriation in Sects. 5 and 6, T23S, R31E, W.M. The Water Resources Department proposes to deny the transfer, based on the requirements of ORS Chapter 540 and OAR 690-380-5000.

Any person may protest the preliminary determination or may file a standing statement. Pursuant to OAR 690-380-4030(3) and OAR 690-382-9000, protests must raise all reasonably ascertainable issues and include all reasonably available arguments supporting the person's position. In addition, protests must be accompanied by an \$810 protest fee for non-applicant, or \$410 protest fee for applicant. Call (503) 986-0815 to obtain additional information. Protests must be received by the Department on or before [30 days after WRD notice], or within 30 days of the last date of publication in a newspaper, whichever is later. If no protests are filed, the Department will issue a final order consistent with the preliminary determination.



- Wells
- Tax Lots
- ▨ Cert: 89525 OR IS Well 2
- ▩ Cert: 89525 OR IS Well 1
- ▧ Cert: 84120 RR IS (1962)
- - - - - QQ
- Sections

**T22S & 23S R31E, WM
HARNEY COUNTY, OREGON**



SUPERSEDED

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APR 17 2018
SWNW

TL 900

OWRD



RENEWAL DATE 12/31/2018

Well 1: 1071' S, 296' E of NW Cor S 5
Well 2: 1809' S, 285' W of NE Cor S 6
Well 3: 880' N, 600' E of W 1/4 Cor S 5
New Well: 1000' N, 240' E of W 1/4 Cor S 5

**APOA TRANSFER MAP
White Hereford Ranch, Inc.**

Certificates 84120 (1962) & 89525 (1995)

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

APRIL 4, 2018

WATER RIGHT SERVICES, LLC

PO BOX 1830, BEND, OR 97709
CCB# 197121 www.oregonwater.us
541-389-2837 JOHNSHORT@USA.COM



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

Application for Permanent Water Right Transfer

Part 1 of 5 – Minimum Requirements Checklist

This transfer application will be returned if Parts 1 through 5 and all required attachments are not completed and included.

For questions, please call (503) 986-0900, and ask for Transfer Section.

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. 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, contact Customer Service at (503) 986-0801.
- Part 4 – Completed Applicant Information and Signature.
- Part 5 – Information about Water Rights to be Transferred: **How many water rights are to be transferred? Two List them here: 84120 & 89525**
Please include a separate Part 5 for each water right. (See instructions on page 6)

evidence of use missing

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 Land Use Information Form with approval and signature (or signed land use form receipt stub). 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):

- Application fee not enclosed/insufficient Map not included or incomplete
- Land Use Form not enclosed or incomplete
- Additional signature(s) required Part _____ is incomplete

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

RECEIVED

APR 17 2018



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

Application for Permanent Water Right Transfer

Part 1 of 5 – Minimum Requirements Checklist

This transfer application will be returned if Parts 1 through 5 and all required attachments are not completed and included.

For questions, please call (503) 986-0900, and ask for Transfer Section.

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. If you have questions, call Customer Service at (503) 986-0801.
- Part 4 – Completed Applicant Information and Signature.
- Part 5 – Information about Water Rights to be Transferred: **How many water rights are to be transferred? Two List them here: 84120 & 89525**
Please include a separate Part 5 for each water right. (See instructions on page 6)

Attachments:

- Completed Transfer Application Map.
- Completed Evidence of Use Affidavit and supporting documentation.
- N/A Affidavit(s) of Consent from Landowner(s) (if the applicant does not own the land the water right is on.)
- N/A Supplemental Form D – For water rights served by or issued in the name of an irrigation district. Complete when the transfer applicant is not the irrigation district.
- N/A Land Use Information Form with approval and signature (or signed land use form receipt stub). 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):

- Application fee not enclosed/insufficient Map not included or incomplete
- Land Use Form not enclosed or incomplete
- Additional signature(s) required Part _____ is incomplete

Other/Explanation _____

Staff: _____ 503-986-0 _____

Date: ____/____/____

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APR 17 2018

Part 2 of 5 – Transfer Application Map Checklist

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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JUL 17 2018

OWRD

Part 4 of 5 – Applicant Information and Signature

Applicant Information

APPLICANT/BUSINESS NAME White Hereford Ranch, Inc.		PHONE NO.	ADDITIONAL CONTACT NO.
ADDRESS 31053 Eben Ray lane			FAX NO.
CITY Burns	STATE OR	ZIP 97720-9338	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.			

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

AGENT/BUSINESS NAME John A. Short / Water Right Services, LLC		PHONE NO. 541-389-2837	ADDITIONAL CONTACT NO.
ADDRESS P.O. Box 1830			FAX NO.
CITY Bend	STATE OR	ZIP 97709	E-MAIL johnshort@usa.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.			

Signature doesn't match
who is Sam?

purpose to accomplish with this transfer application, and why:
all for supplemental irrigation.

the piece of paper and attach to the application as "Attachment 1".

partially funded by the American Recovery and
dollars)

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APR 17 2018

Check One Box

on receipt of the draft preliminary determination and prior to
required to provide landownership information and evidence that I am
DAR 690-380-4010(5); **OR**
in ORS 540.510(3)(b) and that the right is in the

OWRD

to condemn property and is acquiring by
proposed for transfer is appurtenant and have

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: **Burns Times-Herald**.

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



Sam Glerup
Applicant signature

SAM GLERUP
Print Name (and Title if applicable)

4/11/18
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 *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.*

Part 4 of 5 – Applicant Information and Signature

Applicant Information

APPLICANT/BUSINESS NAME White Hereford Ranch, Inc.			PHONE NO.	ADDITIONAL CONTACT NO.
ADDRESS 31053 Eben Ray lane				FAX NO.
CITY Burns	STATE OR	ZIP 97720-9338	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.				

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

AGENT/BUSINESS NAME John A. Short / Water Right Services, LLC			PHONE NO. 541-389-2837	ADDITIONAL CONTACT NO.
ADDRESS P.O. Box 1830				FAX NO.
CITY Bend	STATE OR	ZIP 97709	E-MAIL johnshort@usa.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:
Add new well for supplemental irrigation.

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)

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Check One Box

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- 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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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: **Burns Times-Herald**.

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



Sam Glerup
Applicant signature

SAM GLERUP
Print Name (and Title if applicable)

4/11/18
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 *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:

<http://www.oregon.gov/owrd/docs/transfer-propertytransactions.pdf>

RECEIVING LANDOWNER NAME N/A			PHONE NO.	ADDITIONAL CONTACT NO.
ADDRESS				FAX NO.
CITY	STATE	ZIP	E-MAIL	


Describe any special ownership circumstances here: _____

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

IRRIGATION DISTRICT NAME N/A	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 N/A	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 N/A	ADDRESS	RECEIVED APR 17 2018
CITY	STATE ZIP	

ENTITY NAME	ADDRESS	OWRD
CITY	STATE ZIP	

Part 5 of 5 – Water Right Information

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

CERTIFICATE # 84120

Description of Water Delivery System

System capacity: 0.33 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.

Flood irrigation from wells.

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	HARN 353 / 354	23 S	31 E	5	SW	NW		880' N, 600' E from W ¼ Cor. S5
WELL 2	<input type="checkbox"/> Authorized <input checked="" type="checkbox"/> Proposed	HARN 50601	23 S	31 E	6	SE	NE		1809' S, 285' W from NE Cor. S6
NEW WELL	<input type="checkbox"/> Authorized <input checked="" type="checkbox"/> Proposed		23 S	31 E	5	NW	NW	GL 4	1,350' N, 330' E of W ¼ Cor. S5
WELL 1	<input type="checkbox"/> Authorized <input checked="" type="checkbox"/> Proposed	HARN 50310	23 S	31 E	5			GL 4	1071' S, 296' E of NW Cor S5

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

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

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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 # 84120

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	Type of USE listed on Certificate	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	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	23	S	31	E	5	NW	NW	200	GL 4	3.5	IS	Well 1, Well 2, New Well	1962
													APOA	23	S	31	E	5	SW	NW	1000		3.7	IS	"	1962
													APOA	23	S	31	E	6	NE	NE	200	GL 11	6.4	IS	"	1962
													APOA	23	S	31	E	6	SE	NE	1000		6.2	IS	"	1962
TOTAL ACRES:												TOTAL ACRES:											19.8			

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Additional remarks: _____.

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:

C-89525 & Silvies River Decree 1926.



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 # N/A.

Surface water primary Certificate # N/A.

For a change from Supplemental Irrigation Use to Primary Irrigation Use

Identify the primary certificate to be cancelled. Certificate # N/A

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

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AND/OR

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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
New Well	No		230'	12"	1'-150'		103'-129'	13'	Clay, Gravel tan	500 gpm

CERTIFICATE # 89525

Description of Water Delivery System

System capacity: 1.37 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.

Flood irrigation from wells and/or overflow from Foley & Newman Sloughs (Silvies River)

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	HARN 50310	23	S	31	E	5	NW	NW	GL 4	1071' S, 296' E from NW Cor. S5
WELL 2	<input checked="" type="checkbox"/> Authorized <input type="checkbox"/> Proposed	HARN 50601	23	S	31	E	6	SE	NE		1809' S, 285' W from NE Cor. S6
NEW WELL	<input type="checkbox"/> Authorized <input checked="" type="checkbox"/> Proposed		23	S	31	E	5	NW	NW	GL 4	1,350' N, 330' E of W ¼ Cor. S5
	<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"/> 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.

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

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

Table 2. Description of Changes to Water Right Certificate # 89525

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	22	S	31	E	31	SW	SE	500		7.7	IS	Well 1, Well 2, New Well	1995	
													APOA	22	S	31	E	31	SE	SE	500		4.3	"	"	"	
													APOA	23	S	31	E	5	NW	NW	200	GL 4	3.0	"	"	"	
													APOA	23	S	31	E	5	SW	NW	200		2.0	"	"	"	
													APOA	23	S	31	E	6	NE	NE	200	GL 11	32.9	"	"	"	
													APOA	23	S	31	E	6	NW	NE	200	GL 10	11.2	"	"	"	
													APOA	23	S	31	E	6	SW	NE	200	GL 6	0.8	"	"	"	
													APOA	23	S	31	E	6	SW	NE	1000	GL 6	5.5	"	"	"	
													APOA	23	S	31	E	6	SE	NE	200		4.0	"	"	"	
													APOA	23	S	31	E	6	SE	NE	1000		11.0	"	"	"	
TOTAL ACRES:														TOTAL ACRES:							82.4						

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Additional remarks: _____

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:

C-84120 & Silvies River Decree 1926.

 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 # N/A;
Surface water primary Certificate # N/A.

For a change from Supplemental Irrigation Use to Primary Irrigation Use

Identify the primary certificate to be cancelled. Certificate # N/A

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
New Well	No		230'	12"	1'-150'		103'-129'	13'	Clay, Gravel tan	500 gpm

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Starn 353

23/31-5

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

STATE ENGINEER SALEM, OREGON

WATER WELL REPORT STATE OF OREGON

State Well No.

State Permit No.

(1) OWNER:

Name Alan Ray
Address Burns, Oregon

(2) LOCATION OF WELL:

County HARNEY Owner's number, if any—
1/4 SW 1/4 Section 5 T. 23 R. 31 W.M.
Bearing and distance from section or subdivision corner

(3) TYPE OF WORK (check):

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

PROPOSED USE (check):

Domestic Industrial Municipal
Irrigation Test Well Other

(5) TYPE OF WELL:

Rotary Driven
Cable Jetted
Dug Bored

(6) CASING INSTALLED:

Threaded Welded
1 1/2" Diam. from 0 ft. to 120 ft. Gage 1/4
" Diam. from _____ ft. to _____ ft. Gage _____
" Diam. from _____ ft. to _____ ft. Gage _____

(7) PERFORATIONS:

Perforated? Yes No

Type of perforator used _____
SIZE of perforations in. by in.
_____ perforations from _____ ft. to _____ ft.
_____ perforations from _____ ft. to _____ ft.
_____ perforations from _____ ft. to _____ ft.
_____ perforations from _____ ft. to _____ ft.
_____ perforations from _____ ft. to _____ ft.

(8) SCREENS:

Well screen installed Yes No

Manufacturer's Name _____
Type _____ Model No. _____
Slot size _____ Set from _____ ft. to _____ ft.
Slot size _____ Set from _____ ft. to _____ ft.

(9) CONSTRUCTION:

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

(10) WATER LEVELS:

Static level 17 ft. below land surface Date _____
Artesian pressure _____ lbs. per square inch Date _____

Log Accepted by:

[Signed] _____ Date _____, 19____
(Owner)

(11) WELL TESTS:

Drawdown is amount water level is lowered below static level

Was a pump test made? Yes No If yes, by whom? Driller
Yield: 9.50 gal./min. with 60 ft. drawdown after 6 hrs.
" " " " " "
" " " " " "
" " " " " "
Ball-pit gal./min. with 60 ft. drawdown after _____ hrs.
Artesian flow _____ g.p.m. Date _____
Temperature of water _____ Was a chemical analysis made? Yes No

(12) WELL LOG:

Diameter of well 12 inches.

Depth drilled 214 ft. Depth of completed well 214 ft.

Formation: Describe by color, character, size of material and structure, and show thickness of aquifers and the kind and nature of the material in each stratum penetrated, with at least one entry for each change of formation.

MATERIAL	FROM	TO
Brown top soil	0	6
Gray clay	6	17
Compacted & humbled clay	17	109
Hard yellow clay & shales	109	120
Blue clay	120	195
black sand & gray artesian flow	195	214

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Work started 5-17 1962 Completed 5-22 1962

(13) PUMP:

Manufacturer's Name _____
Type: _____ H.P. _____

Well Driller's Statement:

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

NAME _____ (Person, firm, or corporation) (Type or print)

Address _____

Driller's well number _____

[Signed] Paul Christley (Well Driller)

License No. 272 Date 5-27, 1961

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Harney
354

NOTICE TO WATER WELL CONTRACTOR
The original and first copy
of this report are to be
filed with the
STATE ENGINEER, SALEM 10, OREGON
within 30 days from the date
of well completion.

AUG 10 1966

WATER WELL REPORT

STATE ENGINEER
SALEM, OREGON

State Well No. 23/31-5

State Permit No.

(1) OWNER:

Name EBAN RAY
Address BURNS OREGON

(2) LOCATION OF WELL:

County HARNEY Driller's well number
1/4 SW 1/4 Section 5 T. 235 R. 31 E. W.M.
Bearing and distance from section or subdivision corner

(3) TYPE OF WORK (check):

Well Deepening Reconditioning Abandon
Abandonment, describe material and procedure in item 12.

(4) PROPOSED USE (check):

Domestic Industrial Municipal
Irrigation Test Well Other

(5) TYPE OF WELL:

Rotary Driven
Cable Jetted
Dug Bored

(6) CASING INSTALLED:

10" Diam. from 103 ft. to 213 ft. Gage STD
" Diam. from _____ ft. to _____ ft. Gage _____
" Diam. from _____ ft. to _____ ft. Gage _____

(7) PERFORATIONS:

Perforated? Yes No
Type of perforator used _____
Size of perforations _____ in. by _____ in.
5/8 X 12" perforations from 101 ft. to 111 ft.
1/4 X 10" perforations from 88 ft. to 108 ft.

(8) SCREENS:

Well screen installed? Yes No
Manufacturer's Name _____ Model No. _____
Slot size _____ Set from _____ ft. to _____ ft.
Diam. _____ Slot size _____ Set from _____ ft. to _____ ft.

(9) CONSTRUCTION:

Well seal—Material used in seal _____
Depth of seal _____ ft. Was a packer used? _____
Diameter of well bore to bottom of seal _____ in.
Were any loose strata cemented off? Yes No Depth _____
Was a drive shoe used? Yes No
Was well gravel packed? Yes No Size of gravel: _____
Gravel placed from _____ ft. to _____ ft.
Did any strata contain unusable water? Yes No
Type of water? _____ Depth of strata _____
Method of sealing strata off _____

(10) WATER LEVELS:

Static level 18 ft. below land surface Date 6/30/66
Artesian pressure _____ lbs. per square inch Date _____

(11) WELL TESTS:

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

(12) WELL LOG:

Diameter of well below casing 10"
Depth drilled 213 ft. Depth of completed well 213 ft.
Formation: Describe by color, character, size of material and structure, and show thickness of aquifers and the kind and nature of the material in each stratum penetrated, with at least one entry for each change of formation.

MATERIAL	FROM	TO
SET 10" LINER FROM		
103 FT TO 213		
SET ON ROCK BOTTOM		
PUMPING CLEAR WATER		
VERY LITTLE SAND		
THIS WELL SHOULD BE		
DRILLED DEEPER TO		
OBTAIN MORE WATER		
PRESSENT YIELD ABOUT		
450 G.P.M. AT 60 FT D.D.		

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Work started 6/30/66 19 _____ Completed 7/13/66 19 _____
Date well drilling machine moved off of well _____ 19 _____

(13) PUMP:

Manufacturer's Name WESTERN
Type: TURBIN H.P. ?

Water Well Contractor's Certification:

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

NAME Edgar L. Koehnman
(Person, firm or corporation) (Type or print)

Address P.O. # 327 BURNS ORE

Drilling Machine Operator's License No. 128

[Signed] Edgar L. Koehnman
(Water Well Contractor)

Contractor's License No. 323 Date June, 1966

WELL I.D. # L _____

(1) LAND OWNER Well Number _____
 Name William & Norma Springston
 Address HC 71 Box 64-A
 City BURNS State OR Zip 97720

(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 134 ft.
 Explosives used Yes No Type _____ Amount _____

HOLE		SEAL		Sacks or pounds
Diameter	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:

	Diameter	From	To	Gauge	Steel	Plastic	Welded	Threaded
Casing:	<u>8"</u>				<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"/>
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"/>

Drive Shoe used Inside Outside None
 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"/>

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

Pump Bailer Air Flowing Artesian

Yield gal/min	Drawdown	Drill stem at	Time
			1 hr.

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 HARNEY Latitude _____ Longitude _____
 Township 23 N or S Range 31 E or W. W.M.
 Section 6 SE 1/4 NE 1/4
 Tax Lot 200 Lot _____ Block _____ Subdivision _____
 Street Address of Well (or nearest address) _____

(10) STATIC WATER LEVEL:
13 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:
 Ground Elevation _____

Material	From	To	SWL

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 OWRD

Date started _____ Completed _____

SOURCE OF DATA/INFO
CLAIM OF BENEFICIAL USE.
Fluidyne WATER METER SERIAL #
H000411.004 15 HP Berkley model.
 COMPILED BY:
R CRAIG KOWANEK 652BH

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MAY 29 1998

Harn
50310

STATE OF OREGON
WATER SUPPLY WELL REPORT
(as required by ORS 537.765)

WATER RESOURCES DEPT WELL I.D. # L 21286
SALEM, OREGON START CARD # 098489

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

(1) OWNER: Well Number _____
Name Bill Springston
Address HC 71 Box 64A
City Burns State OR Zip 97720

(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 195 ft.
Explosives used Yes No Type _____ Amount _____

HOLE			SEAL			Sacks or pounds
Diameter	From	To	Material	From	To	
16	0	18	grout	0	18	

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 _____

Casing/Liner	Diameter	From	To	Gauge	Material		
					Steel	Plastic	Welded
Casing	12	+1	150	250	<input checked="" 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"/>
Liner					<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 mills knife
 Screens Type _____ Material _____

From	To	Slot size	Number	Diameter	Tele/pipe size	Casing	Liner
103	129	3/8	100			<input checked="" 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
Yield 500 gal/min Drawdown _____ Drill stem at _____ Time 6.1 hr.

Temperature of water 50 Depth Artesian Flow Found _____
Was a water analysis done? No Yes By whom _____
Did any strata contain water not suitable for intended use? Too little
 Salty Muddy Odor Colored Other _____
Depth of strata: _____

(9) LOCATION OF WELL by legal description:
County Harney Latitude _____ Longitude _____
Township 23S N or S Range 31E E or W. WM.
Section 5 NW 1/4 NW 1/4
Tax Lot 4 Lot _____ Block _____ Subdivision _____
Street Address of Well (or nearest address) Eban Ray Rd

(10) STATIC WATER LEVEL:
13 ft. below land surface. Date 5-20-98
Artesian pressure _____ lb. per square inch. Date _____

(11) WATER BEARING ZONES:

Depth at which water was first found 19

From	To	Estimated Flow Rate	SWL
19	200	800	13

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(12) WELL LOG: Ground Elevation _____

Material	From	To	SWL
topsoil clay loam	0	2	
clay & silt blk	2	19	
gravel/clay	19	40	
gravel med	40	59	
clay brn	59	67	
gravel med	67	73	
clay brn	73	103	
sand fine brn	103	106	
gravel fine/clay	106	116	
clay grey	116	122	
gravel fine	122	132	
sand fine brn	132	140	
clay grey	140	165	
clay tan	165	170	
gravel med, sand fine	170	208	
clay, gravel tan	208	230	

Date started 4-27-98 Completed 5-20-98

(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.
WWC Number _____
Signed _____ Date _____

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

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.

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NOTE TO LOCAL GOVERNMENTS

OWRD

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.

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): **HCZO 3.010 & 3.020, EFRU-1/EFRU-2**
- 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.

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OWRD

Name: Brandon McMullen Title: Planning Director

Signature: Phone: 541-573-6655 Date: 4/9/2018

Government Entity: Harney County

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

Receipt for Request for Land Use Information

Applicant name: _____

City or County: _____ Staff contact: _____

Signature: _____ Phone: _____ Date: _____

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

TL 1101 Well 2
 TL 900 Well 3
 MISSING ON LUBS form

Applicant(s): White Hereford Ranch, Inc

Mailing Address: 31053 Eben Ray Lane

City: Burns

State: OR Zip: 97701 County: 8

Daytime Phone: _____

A. Land and Location

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

Township	Range	Section	¼ ¼	Tax Lot #	Plan Designation (e.g., Rural Residential/RR-5)	Water to be:			Proposed Land Use:
<u>22 S</u>	<u>31 E</u>	<u>31</u>	_____	<u>500</u> ✓	<u>EFRU-1</u>	<input checked="" type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	<u>IR</u>
<u>23 S</u>	<u>31 E</u>	<u>6</u>	_____	<u>200</u> ✓	<u>EFRU-1</u>	<input checked="" type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	<u>IR</u>
<u>23 S</u>	<u>31 E</u>	<u>6</u>	_____	<u>1000</u> ✓	<u>EFRU-1</u>	<input checked="" type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	<u>IR</u>
_____	_____	_____	_____	_____	_____	<input type="checkbox"/> Diverted	<input type="checkbox"/> Conveyed	<input type="checkbox"/> Used	_____

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

Harney County

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B. Description of Proposed Use

OWRD

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: 1.70 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:

Add new well for supplemental 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. →

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(s): White Hereford Ranch, Inc.

Mailing Address: 31053 Eben Ray Lane

City: Burns State: OR Zip Code: 97720-9338 Daytime Phone: _____

A. Land and Location

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

Township	Range	Section	¼ ¼	Tax Lot #	Plan Designation (e.g., Rural Residential/RR-5)	Water to be:			Proposed Land Use:
<u>22 S</u>	<u>31 E</u>	<u>31</u>	_____	<u>500</u> ✓	<u>EFRU-1</u>	<input checked="" type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	<u>IR</u>
<u>23 S</u>	<u>31 E</u>	<u>6</u>	_____	<u>200</u> ✓	<u>EFRU-1</u>	<input checked="" type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	<u>IR</u>
<u>23 S</u>	<u>31 E</u>	<u>6</u>	_____	<u>1000</u> ✓	<u>EFRU-1</u>	<input checked="" type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	<u>IR</u>
_____	_____	_____	_____	_____	_____	<input type="checkbox"/> Diverted	<input type="checkbox"/> Conveyed	<input type="checkbox"/> Used	_____

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

Harney County

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APR 17 2018

B. Description of Proposed Use

OWRD

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: 1.70 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:

Add new well for supplemental 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. →



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-12903

Review Due Date: _____

Applicant Name: White Herford Ranch Inc.

Proposed Changes: POU POD POA USE OTHER

Reviewer(s): _____

Date of Review: May. 3, 2018

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: N/A
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: _____
12. What alternatives may be available for addressing any issues identified above: N/A
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

Submerged Orifice

Parshall Flume

Flow Restrictor

Other: _____

Oregon Water Resources Department

Measurement Condition Information for the Applicant

(to be sent with the Draft Preliminary Determination or Final Order)

Transfer #: T-12903

- 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: JR Johnson

District: 10

Address: 450 N Buena Vista

City/State/Zip: Burns, OR 97720

Phone: 541 573 2764

Email: jr.johnson@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:

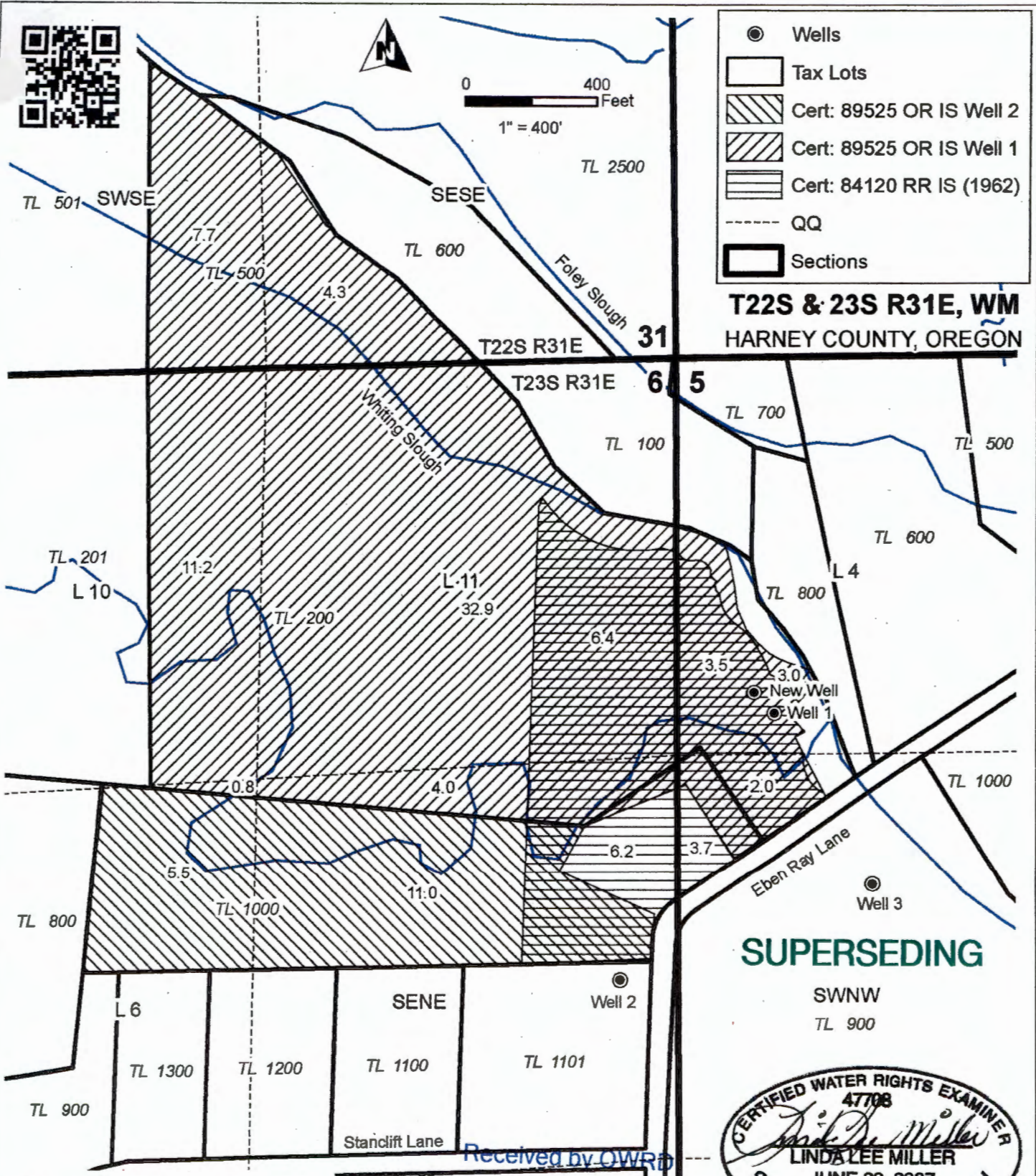
Oregon Water Resources Department
725 Summer Street NE, Suite A
Salem, OR 97301-1266



0 400 Feet
1" = 400'

- Wells
- Tax Lots
- ▨ Cert: 89525 OR IS Well 2
- ▩ Cert: 89525 OR IS Well 1
- ▭ Cert: 84120 RR IS (1962)
- - - - - QQ
- Sections

**T22S & 23S R31E, WM
HARNEY COUNTY, OREGON**



Well 1: 1071' S, 296' E of NW Cor S 5
 Well 2: 1809' S, 285' W of NE Cor S 6
 Well 3: 880' N, 600' E of W 1/4 Cor S 5
 nw Well: 1350' N, 330' E of W 1/4 Cor S 5

SUPERSEDING

SWNW
TL 900



RENEWAL DATE 12/31/2020

AUG 12 2019

Salem, OR

APOA TRANSFER MAP
White Hereford Ranch, Inc.

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

WATER RIGHT SERVICES, LLC

PO BOX 1830, BEND, OR 97709
CCB# 197121 www.oregonwater.us

Certificates 84120 (1962) & 89525 (1995)

AUGUST 7, 2019

541-389-2837 JOHNSHORT@USA.COM

Groundwater Transfer Review Summary Form

Transfer/PA # T- 12903

GW Reviewer D. BOSCHMANN Date Review Completed: 3/28/2019

Summary of Enlargement (Same Source) Review:

The proposed transfer fails to keep the original place of use from receiving water from the same source.

Summary of Injury Review:

The proposed transfer will result in another, existing water right not receiving previously available water to which it is legally entitled.

Summary of Well Construction Assessment:

The proposed POA does not have a well log.

The proposed POA does not appear to meet current well construction standards. Route through Well Construction and Compliance Section.

This is only a summary. Documentation is attached and should be read thoroughly to understand the basis for determinations.



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-12903

Applicant Name: White Hereford Ranch Inc.

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

Reviewer(s): Darrick E. Boschmann

Date of Review: 3/28/2019

Date Reviewed by GW Mgr. and Returned to WRSD: 4/15/19

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: _____

Transfer application T-12903 is related to certificates 84120 and 89525.

Certificate 84120 authorizes groundwater pumping from one well (POD 1 = HARN 353) for supplemental irrigation of 19.8 acres in the Malheur Lake Basin. This transfer seeks the following changes to certificate 84120:

1. Add three APOAs ("WELL 2" = HARN 50601*; "NEW WELL" = not yet constructed**; "WELL 1" = HARN 50310).

Certificate 89525 authorizes groundwater pumping from two wells (POD 1 = HARN 50310; POD 2 = HARN 50601*) for supplemental irrigation of 82.4 acres in the Malheur Lake Basin. This transfer seeks the following changes to certificate 89525:

1. Add one APOA ("NEW WELL" = not yet constructed**).

*No drillers well log exists for HARN 50601 – only a well information report compiled by OWRD staff. It is not known if this well meets well construction standards.

**Note: a 12" irrigation well (HARN 52711) has been completed at the location of proposed well "NEW WELL" under the name Mary Lee White/White Hereford Ranch Inc. It is assumed for the purposes of this review that this is the intended APOA "NEW WELL".

2. Will the proposed POA develop the same aquifer (source) as the existing authorized POA?
 Yes No Comments: Available data indicates a predominantly volcanic/volcaniclastic unit occurs beneath a predominantly basin fill sediment unit. Reports for the Malheur Lake Basin indicate groundwater occurs in both the basin fill and underlying volcanic rocks. The groundwater is likely hydraulically connected, making a single groundwater system occurring in different geologic units. Leonard (1970) found that near the edges of the valley there is likely good interconnection between individual water-bearing beds in the valley fill and those in the adjacent and underlying tertiary rocks.

In general, groundwater in the Harney Basin flows from several upland recharge areas to a common discharge area near Malheur and Harney Lakes, with some apparent discharge to the Malheur Basin through one or more areas along the eastern margin. While the rocks and sediments making up the aquifer system in the Harney Basin do constitute a single groundwater flow system, sub-watersheds within the basin contribute recharge to different parts of the system depending on groundwater flow-paths from recharge to discharge areas. In general, within these sub-watersheds water within the aquifer system is sourced from a common recharge area, and can therefore be considered a single source.

All authorized and proposed wells associated with this transfer application are located within ~0.15 miles from each other on the Silvies River fan.

3. a) Is there more than one source developed under the right (e.g., basalt and alluvium)?
 Yes No See comment in 2 above.
- 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.): _____
- 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: _____

Certificate 84120:

The proposed APOAs under certificate 84120 are located ~0.15 miles northwest and southwest of the currently authorized well. This will result in an incremental increase in interference with wells to the northwest and southwest.

Certificate 89525:

The proposed APOA is less than 200 feet northwest of currently authorized well HARN 50310.

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: _____

Available observation well data for this part of the Silvies River fan indicates that seasonal variation is under 10 feet per year. Additionally, there is no indication of any long term water level decline in this immediate area.

Certificate 84120:

The nearest authorized POA to the proposed APOAs is POD 1 under certificate 39765 (HARN 383), which is located ~500 feet from proposed APOA HARN 50601. At the low rate and duty authorized for supplemental irrigation by this certificate it is unlikely that any increase in interference will be substantial enough to result in this POD not receiving the water to which it is legally entitled.

Certificate 89525:

The proposed APOA is less than 200 feet northwest of currently authorized well HARN 50310. If rate and duty are not enlarged there should be no change to the impact of groundwater use under this water right to existing nearby water users.

4. 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: _____

All authorized and proposed wells considered in this transfer are located between 0.25 and 1 mile from the Silvies River.

Certificate 84120:

At the low rate and duty authorized for supplemental irrigation by this certificate it is unlikely that any increase in interference will be substantial enough to result in a significant increase in interference with the Silvies River.

Certificate 89525:

The proposed APOA is located no closer to the Silvies River than the currently authorized wells.

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: Silvies River Minimal Significant
Stream: _____ Minimal Significant

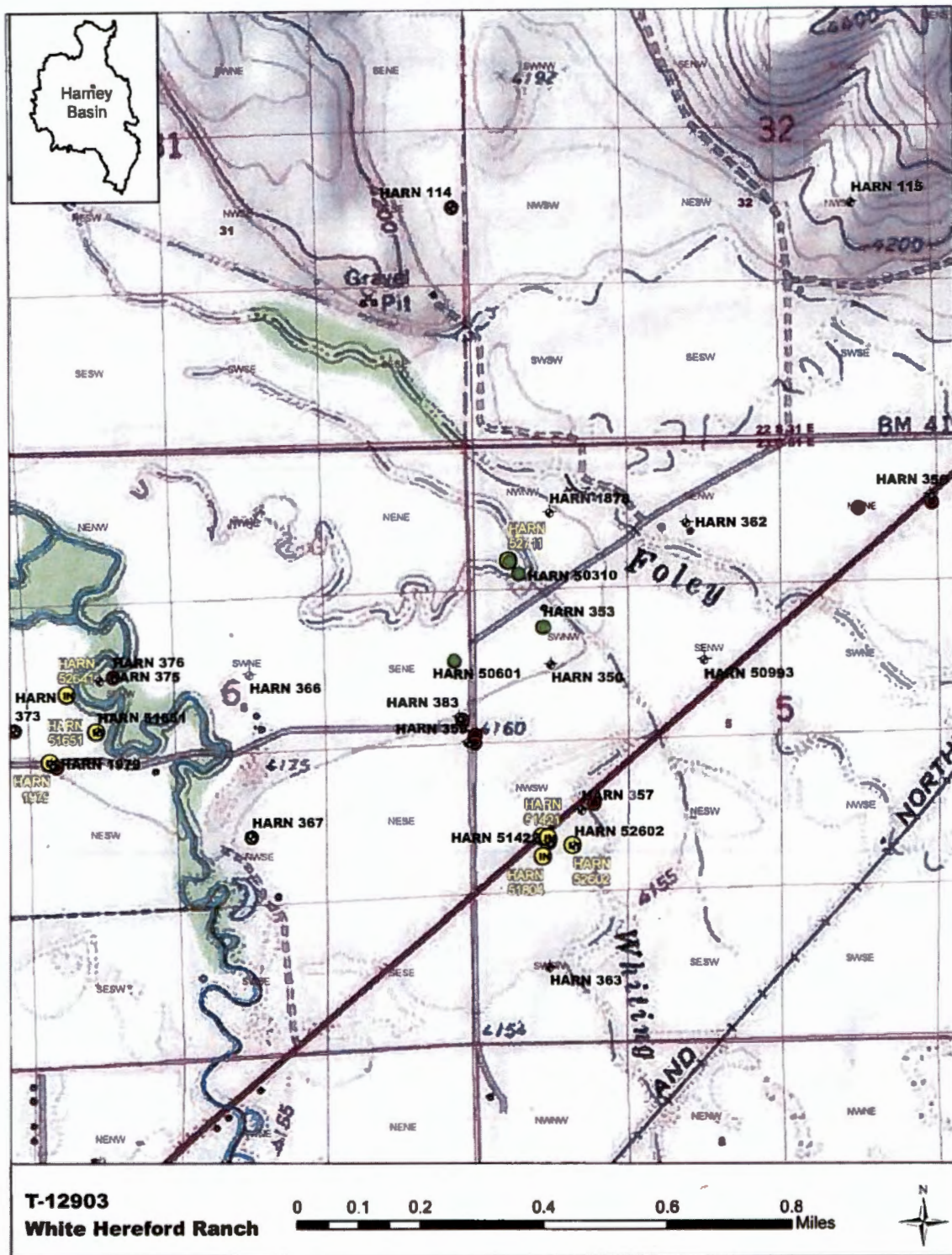
Provide context for minimal/significant impact: See comments in 5a above.

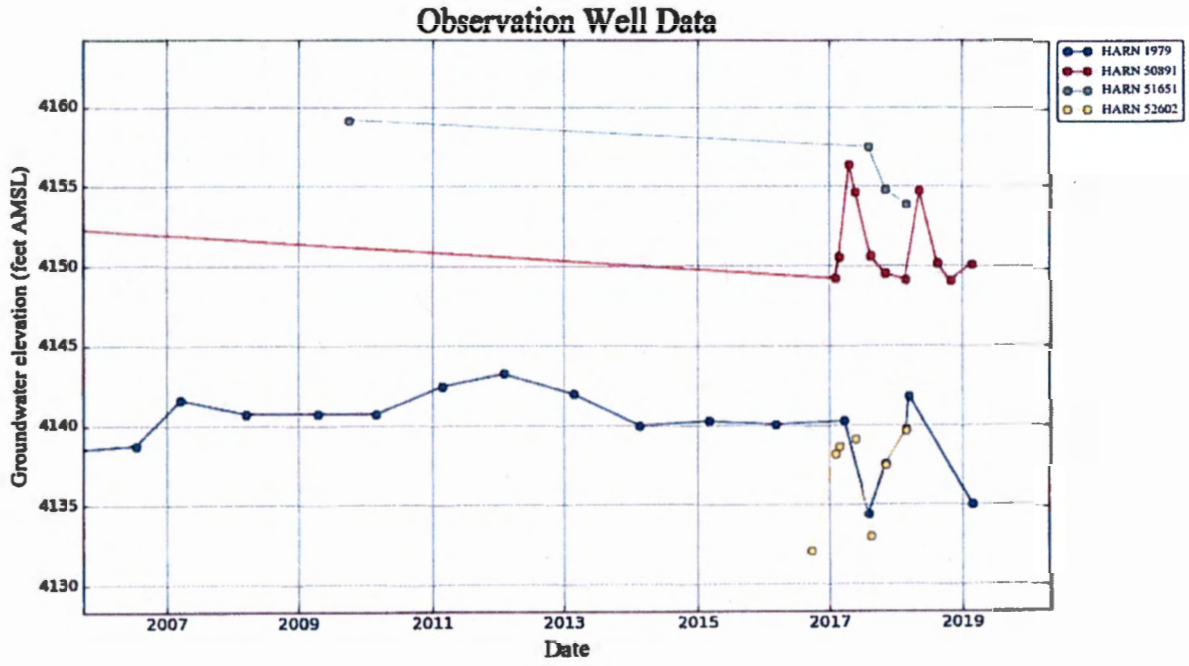
5. What conditions or other changes in the application are necessary to address any potential issues identified above: none.

6. Any additional comments:

*No drillers well log exists for HARN 50601 – only a well information report compiled by OWRD staff. It is not known if this well meets well construction standards.

**Note: a 12” irrigation well (HARN 52711) has been completed at the location of proposed well “NEW WELL” under the name Mary Lee White/White Hereford Ranch Inc. It is assumed for the purposes of this review that this is the intended APOA “NEW WELL”.







Oregon Water Resources Department Attribute Report

Report Date: Jun 7, 2019

General:

TRSQQ:	WM23.00S31.00E5SWNW
DLC:	-
Latitude:	43.6102269127
Longitude:	-119.0390805665
Buffer ft:	1
DEM Elev. ft. (NAVD1929):	4160.54
Lidar Elev. ft. (NAVD1988):	4166.37
Basin Name:	Malheur Lake
Basin Plan:	-Malheur Lake
County:	Harney
WM District:	10
WM Region:	EASTERN
ODFW Region, District:	High Desert, Southeast District
Irrigation District AOI:	-
Irrigation District, Other:	-
Dams (Permit):	-
Water Rights:	Platcard for WM23.00S31.00E5
Well Logs:	Logs for WM23.00S31.00E5

Rules:

Withdrawn Authority:	-
Groundwater Restricted:	Greater Harney Valley, Classified, OAR 690-512-0020
GW Restricted Subunit:	-
GW ODEQ Management Area:	-
GW Umatilla Muni Wells (5mile):	-

Rule 4D:	-
Division 33:	Statewide
Irrigation Season of Use:	Silvies River Adj. Status: Adjudicated Subarea: undefined Irr. Season: Mar 20 to Sept 1 Duty: 2 Rate: 1/80 (tributaries not in Harney Valley are 1/60)
Water Quality Limited Pollutant 2012:	-
Fish Habitat 2018:	-
Is in Deschutes Study Area:	-
Deschutes Zone Impact:	-
Deschutes Zone Overlay:	-
Scenic Water Way:	-

Hydrography:

OWRD Streamcode:	-
Waterbody Name:	-
HUC 10:	1712000207
HUC Watershed:	Lower Silvies River
WAB Wshed Order:	2
WAB Analysis:	W FK SILVIES R > MALHEUR L - AT MOUTH
Streamflow:	OWRD Opportunities: Very good ODFW Needs: Poor Combined Priority: Not a priority
Gaging Station Data:	-

Sources:

General
<i>Oregon Public Land Survey Quarter-quarters.</i> Bureau of Land Management, Oregon Water Resources Department.. n.d. 1:24,000.
<i>Donated Land Claims.</i> Oregon Water Resources Department. January 1, 1995. 1:100,000.

Business Name Search

[New Search](#)

[Printer Friendly](#)

Business Entity Data

07-09-2019 14:33

Registry Nbr	Entity Type	Entity Status	Jurisdiction	Registry Date	Next Renewal Date	Renewal Due?
165337-13	DBC	ACT	OREGON	12-23-1982	12-23-2019	
Entity Name	WHITE HEREFORD RANCH, INC.					
Foreign Name						

[New Search](#)

[Printer Friendly](#)

Associated Names

Type	PPB PRINCIPAL PLACE OF BUSINESS					
Addr 1	71438 TURNOUT RD					
Addr 2						
CSZ	BURNS	OR	97720	Country	UNITED STATES OF AMERICA	

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

Type	AGT REGISTERED AGENT			Start Date	02-05-2013	Resign Date
Name	MARY	LEE	WHITE			
Addr 1	31053 EBEN RAY LN					
Addr 2						
CSZ	BURNS	OR	97720	Country	UNITED STATES OF AMERICA	

Type	PRE PRESIDENT			Resign Date
Name	MARY	LEE	WHITE	
Addr 1	31053 EBEN RAY LN			
Addr 2				
CSZ	BURNS	OR	97720	Country UNITED STATES OF AMERICA

Type	SEC SECRETARY			Resign Date
Name	MARY	L	WHITE	
Addr 1	71438 TURNOUT RD			
Addr 2				
CSZ	BURNS	OR	97720	Country UNITED STATES OF AMERICA

[New Search](#)

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Name History

Business Entity Name	Name Type	Name Status	Start Date	End Date
WHITE HEREFORD RANCH, INC.	EN	CUR	12-23-1982	



Please [read](#) before ordering [Copies](#).

[New Search](#)

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Summary History

Image Available	Action	Transaction Date	Effective Date	Status	Name/Agent Change	Dissolved By
	ANNUAL REPORT	11-27-2018		FI		
	ANNUAL REPORT	12-05-2017		FI		

	ANNUAL REPORT	12-27-2016		FI		
	ANNUAL REPORT	12-08-2015		FI		
	ANNUAL REPORT	12-23-2014		FI		
	AMENDED ANNUAL REPORT	01-02-2014		FI		
	AMENDED ANNUAL REPORT	02-05-2013		FI	Agent	
	ANNUAL REPORT PAYMENT	12-16-2011		SYS		
	ANNUAL REPORT PAYMENT	12-20-2010		SYS		
	ANNUAL REPORT PAYMENT	12-22-2009		SYS		
	ANNUAL REPORT PAYMENT	12-24-2008		SYS		
	ANNUAL REPORT PAYMENT	12-21-2007		SYS		
	REINSTATEMENT AMENDED	10-09-2007		FI		
	ADMINISTRATIVE DISSOLUTION	02-24-2006		SYS		
	ANNUAL REPORT	01-26-2005		FI		
	ANNUAL REPORT PAYMENT	12-24-2003		SYS		
	ANNUAL REPORT PAYMENT	12-27-2002		SYS		
	ANNUAL REPORT PAYMENT	11-29-2001		SYS		
	STRAIGHT RENEWAL	11-29-2000		FI		
	STRAIGHT RENEWAL	01-05-2000		FI		
	STRAIGHT RENEWAL	11-25-1998		FI		
	STRAIGHT RENEWAL	11-26-1997		FI		
	STRAIGHT RENEWAL	12-30-1996		FI		
	STRAIGHT RENEWAL	01-04-1996		FI		
	STRAIGHT RENEWAL	12-01-1994		FI		
	STRAIGHT RENEWAL	12-22-1993		FI		
	AMENDED RENEWAL	11-24-1992		FI		
	STRAIGHT RENEWAL	11-25-1991		FI		
	STRAIGHT RENEWAL	11-26-1990		FI		
	STRAIGHT RENEWAL	11-28-1989		FI		
	AMENDED RENEWAL	12-02-1988		FI		
	AMENDED RENEWAL	12-01-1987		FI		
	AMENDED RENEWAL	12-03-1986		FI		
	STRAIGHT RENEWAL	01-03-1986		FI		
	STRAIGHT RENEWAL	12-31-1984		FI		

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

Regular Transfer Review Checklist

T- 12903 _____

Caseworker: **Scott** _____

TYPE OF TRANSFER	
<input checked="" type="checkbox"/>	Point of Diversion and/or Place of Use (690-380-2110 and 690-380-2200)
Transfers Requiring Supplemental Review Criteria	
<input type="checkbox"/>	Character of Use (690-380-2300)
<input type="checkbox"/>	Instream, ORS 537.348, (690-380-2200, 690-380-2300 and 690-077-065 thru 075)
<input type="checkbox"/>	Consent to Injury of Instream (CTI) ORS 540.530, (690-380-5050)
<input type="checkbox"/>	Surface Water to Ground Water (SW to GW), ORS 540.531, (690-380-2130)
<input type="checkbox"/>	Supplemental Use to Primary Use (S to P), ORS 540.524, (690-380-2320)
<i>If transfer type not listed above, see separate checklists</i>	

FILE PREPARATION																							
<table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th style="width: 5%;">CW</th> <th></th> </tr> </thead> <tbody> <tr> <td style="text-align: center;"><input checked="" type="checkbox"/></td> <td>File Assigned (Computer Entry)</td> </tr> <tr> <td style="text-align: center;"><input checked="" type="checkbox"/></td> <td>Make Copies and Place in Working File: <input checked="" type="checkbox"/> Application <input checked="" type="checkbox"/> Map</td> </tr> <tr> <td style="text-align: center;"><input checked="" type="checkbox"/></td> <td>Verify all Certificates/Permits are shown in WRIS to be non-cancelled <input checked="" type="checkbox"/> Print Certificates and Place in Working File</td> </tr> <tr> <td style="text-align: center;"><input checked="" type="checkbox"/></td> <td>Add Working file to T-file</td> </tr> <tr> <td style="text-align: center;"><input checked="" type="checkbox"/></td> <td>Check Public Comments https://apps.wrd.state.or.us/apps/wr/wr_public_comment_mgmt/default.aspx</td> </tr> </tbody> </table>	CW		<input checked="" type="checkbox"/>	File Assigned (Computer Entry)	<input checked="" type="checkbox"/>	Make Copies and Place in Working File: <input checked="" type="checkbox"/> Application <input checked="" type="checkbox"/> Map	<input checked="" type="checkbox"/>	Verify all Certificates/Permits are shown in WRIS to be non-cancelled <input checked="" type="checkbox"/> Print Certificates and Place in Working File	<input checked="" type="checkbox"/>	Add Working file to T-file	<input checked="" type="checkbox"/>	Check Public Comments https://apps.wrd.state.or.us/apps/wr/wr_public_comment_mgmt/default.aspx	<table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th style="width: 5%;">CW</th> <th></th> </tr> </thead> <tbody> <tr> <td style="text-align: center;"><input checked="" type="checkbox"/></td> <td>All Stakeholders accurately listed in WRIS with email addresses if available <input type="checkbox"/> Irrigation District <input type="checkbox"/> BOR <input type="checkbox"/> Tribes Is this a <i>Living Certificate</i>? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No <i>If yes, attach Additional Living Certificate Processing checklist for additional required information</i></td> </tr> <tr> <td style="text-align: center;"><input type="checkbox"/></td> <td>Double check all water rights/permits are included in WRIS under Transfer #</td> </tr> <tr> <td style="text-align: center;"><input checked="" type="checkbox"/></td> <td>Copy and Place in Working File: <input checked="" type="checkbox"/> Watermaster Review <input checked="" type="checkbox"/> Groundwater Review <input checked="" type="checkbox"/> ODFW Review</td> </tr> <tr> <td style="text-align: center;"><input checked="" type="checkbox"/></td> <td>Public Comments Received? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No If yes, print comments and place in file <input type="checkbox"/> Timely <input type="checkbox"/> Untimely Notes:</td> </tr> </tbody> </table>	CW		<input checked="" type="checkbox"/>	All Stakeholders accurately listed in WRIS with email addresses if available <input type="checkbox"/> Irrigation District <input type="checkbox"/> BOR <input type="checkbox"/> Tribes Is this a <i>Living Certificate</i> ? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No <i>If yes, attach Additional Living Certificate Processing checklist for additional required information</i>	<input type="checkbox"/>	Double check all water rights/permits are included in WRIS under Transfer #	<input checked="" type="checkbox"/>	Copy and Place in Working File: <input checked="" type="checkbox"/> Watermaster Review <input checked="" type="checkbox"/> Groundwater Review <input checked="" type="checkbox"/> ODFW Review	<input checked="" type="checkbox"/>	Public Comments Received? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No If yes, print comments and place in file <input type="checkbox"/> Timely <input type="checkbox"/> Untimely Notes:
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PR Initials

BASIC APPLICATION REVIEW and NOTICE (OAR 680-380-3000 and -4000)					
CW	N/A		CW	N/A	
<input checked="" type="checkbox"/>		Appropriately signed	<input checked="" type="checkbox"/>		Check Area of Interest – Print if needed, include in WRIS stakeholder as interested party
<input type="checkbox"/>		All required Attachments Received	<input type="checkbox"/>	<input checked="" type="checkbox"/>	Ditch Co., Irr. Dist and/or BOR sent copies
<input type="checkbox"/>		Appropriate Fees Paid	<input type="checkbox"/>	<input checked="" type="checkbox"/>	Overpayment of Fees, Refund Request w/FO
<input type="checkbox"/>	<input type="checkbox"/>	Local Government [County] noticed Copy of Acknowledgment Letter	<input type="checkbox"/>		OWRD Land Use Form matches Tax Lots, is signed by proper official and is APPROVED N/A = Must meet all 4 criteria for exemption (OAR 690-380-3000(19))

BASIC APPLICATION REVIEW and NOTICE (OAR 680-380-3000 and -4000) Cont'd

CW	N/A		CW	N/A	
<input type="checkbox"/>	<input checked="" type="checkbox"/>	Supp. Form D or Letter of approval from Irrigation or Water Control District	<input type="checkbox"/>	<input type="checkbox"/>	Evidence of Use is submitted with supporting documentation
<input type="checkbox"/>	<input checked="" type="checkbox"/>	Are the supplemental water rights included in the Transfer <input type="checkbox"/> Yes <input type="checkbox"/> No If no, are they cancelling? <input type="checkbox"/> Yes <input type="checkbox"/> No	<input type="checkbox"/>		Map meets criteria of OAR 690-380-3100
<input checked="" type="checkbox"/>		Water Use Subject to Transfer (OAR 690-380-0100(14)) Is the water right(s) proposed for transfer a water use(s) subject to transfer? <input type="checkbox"/> Adjudicated or decreed <input checked="" type="checkbox"/> Certificated <input type="checkbox"/> Water use permit with CBU and proof to satisfaction issued <input type="checkbox"/> Transfer app for which an order approving change has been issued and proper proof of the completion of the change has been filed	<input checked="" type="checkbox"/>		Any application deficiencies that need to be addressed? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No Notes: <u>evidence of use</u> <u>signature person not identified</u> <u>LU not including 2 taxlots of wells</u>

PR Initials

Reviewing The "From" and "To" Lands
(Use working copy of application and certificates to mark on)

CW		CW	
<input type="checkbox"/>	<u>From</u> : Only the authorized POD's/POA's and POU's involved are listed.	<input type="checkbox"/>	<u>From</u> : Application & certificate tabulations match. (Mark on appl. and cert. copies and note corrections needed)
<input type="checkbox"/>	<u>From</u> : Marked on certificate the acreage being affected and remaining by ¼ ¼.	<input type="checkbox"/>	<u>From</u> : Marked on certificate the quantity of water being transferred, cancelled, and remaining
<input type="checkbox"/>	<u>From and To</u> : Print Plat Card(s), check and note conflicts (change in pou and use only)	<input type="checkbox"/>	<u>From and To</u> : Compare water right map to Application tabulation (Table 2) to Application map for accuracy

PR Initials

Amended Application Pages And Maps

CW	N/A		CW	N/A	Notes
<input type="checkbox"/>	<input type="checkbox"/>	Amended Application Pages Rec'd _____ Amended Application Map Rec'd _____	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Scan new pages <input type="checkbox"/> Update WRIS with new pages <input type="checkbox"/> Mark replaced pages in red with 'SUPERSEDED' and place in back of file

Layered and Supplemental Water Rights (OAR 690-380-2240)

CW	N/A		CW	N/A	NOTES
<input type="checkbox"/>	<input type="checkbox"/>	OAR 690-380-2240(2) and (3) Transfer of Layered Water Rights and Certificates of Registration (change in use or pou) <i>See definition of layered in OAR 690-380-0100(4)</i>	<input type="checkbox"/>	<input type="checkbox"/>	Are there other layered water uses subject transfer, permits or certificates of registration which were not included in the application? <input type="checkbox"/> Yes <input type="checkbox"/> No If yes, provide applicant 30days to: <input type="checkbox"/> Submit application for concurrent changes <input type="checkbox"/> Submit affidavits for voluntary cancellations <input type="checkbox"/> Withdraw the application
<input type="checkbox"/>	<input type="checkbox"/>	OAR 690-380-2240(5) Transfer of Supplemental Irrigation water right separately from associated primary water right. Transfer of supplemental irrigation right may be moved separately from associated primary irrigation right if another primary irrigation right with similar reliability is appurtenant to the lands to which the supplemental right is to be moved.	<input type="checkbox"/>	<input type="checkbox"/>	Does the new primary irrigation water right have similar reliability as the associated primary irrigation water right? <input type="checkbox"/> Yes <input type="checkbox"/> No Will the supplemental water right be used more than it was when associated with previous primary right? New primary right priority date: _____ Prior primary right priority date: _____ History of regulation? <input type="checkbox"/> Yes <input type="checkbox"/> No Watermaster Review

TRANSFER REVIEW Criteria (OAR 690-380-4010)

CW		CW	DOCUMENTATION
<input type="checkbox"/>	Validity of the Right; Not Forfeited OAR 690-380-4010(2)(a) The right(s) has been used over the past five years according to the terms and conditions of the right and the right is not subject to forfeiture under ORS 540.610.	<input type="checkbox"/>	<input type="checkbox"/> Evidence of Use & supporting documentation <input type="checkbox"/> Confirming Cert issued within last 5 years <input type="checkbox"/> Rebuttal to forfeiture (ORS 540.610(2)) _____
<input checked="" type="checkbox"/>	Ready, Willing, and Able OAR 690-380-4010(2)(b) The water user is ready, willing and able to use the full amount of water allowed under the right.	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/> Current delivery system description in Part 5 of Application Notes: _____ Delivery system has the capacity to fully divert and use the rate/duty of the right
<input checked="" type="checkbox"/>	Enlargement OAR 690-380-4010(2)(c) The proposed transfer would result in enlargement <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No Notes: _____ (Must make a positive finding of "No enlargement").	<input checked="" type="checkbox"/>	No expansion of the right: <input checked="" type="checkbox"/> No greater rate or duty per acre than currently allowed <input checked="" type="checkbox"/> Cannot increase acreage under the right <input type="checkbox"/> Must prevent the original place of use from receiving water from the same source <input checked="" type="checkbox"/> Cannot divert more water at the new POD or POA than is legally available to that right at the original point of diversion/appropriation See deficient rate right guidance See micro irrigation guidance

TRANSFER REVIEW Criteria Cont'd (OAR 690-380-4010)

<input type="checkbox"/>	Injury OAR 690-380-4010(2)(d) The proposed transfer would result in injury <input type="checkbox"/> Yes <input type="checkbox"/> No Notes: _____ _____ (Must make a positive finding of "No injury").	<input type="checkbox"/>	The proposed transfer would result in another, existing water right not receiving previously available water to which it is legally entitled <input type="checkbox"/> Watermaster Review. <input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Groundwater Review. <input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> N/A <input type="checkbox"/> ODFW Review. <input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> N/A If yes, can the injury be mitigated? <input type="checkbox"/> Yes <input type="checkbox"/> No Conditions: _____ _____ Also See Injurious Transfers (690-380-5030 to 5050)
<input type="checkbox"/>	Other requirements OAR 690-380-4010(2)(e) Any other requirements for water right transfers are met.	<input type="checkbox"/>	Attach supplemental criteria checklist for transfer type marked on page 1 <input type="checkbox"/> Character of Use <input type="checkbox"/> SW to GW <input type="checkbox"/> Instream <input type="checkbox"/> Supplemental to Primary <input type="checkbox"/> Consent to Injury of Instream Water Right

COORD INITIALS

PR Initials

Additional Findings of Fact

CW	N/A		CW	N/A	SAMPLE FINDING
<input type="checkbox"/>	<input type="checkbox"/>	Add Finding for submission of amended application pages or amended map	<input type="checkbox"/>	<input type="checkbox"/>	On ____, the applicant submitted an amended application page/map clarifying
<input type="checkbox"/>	<input type="checkbox"/>	Add Finding for timely comments received	<input type="checkbox"/>	<input type="checkbox"/>	On (<u>date</u>), timely comments were received from (<u>name</u>), asserting (issues). The Department has considered the comments and finds: (do they assert injury/enlargement or forfeiture?)
<input type="checkbox"/>	<input type="checkbox"/>	Add Watermaster Review	<input type="checkbox"/>	<input type="checkbox"/>	<i>The District __ Watermaster reviewed the proposed transfer application and concluded the proposed transfer would not result in enlargement of the right or injury to existing water rights. or would result in injury or enlargement of the right unless it was conditioned</i>

COORD INITIALS

PR Initials

Additional Conditions and Provisions under Review Criteria

CW	N/A		CW	N/A	SAMPLE FINDING
<input type="checkbox"/>	<input type="checkbox"/>	Add Watermaster conditions	<input type="checkbox"/>	<input type="checkbox"/>	<i>See Supplemental Language (Measurement devices) or requirements to prevent injury or enlargement</i>
<input type="checkbox"/>	<input type="checkbox"/>	Add ODFW fish screen requirements	<input type="checkbox"/>	<input type="checkbox"/>	<i>See Supplemental Language Fish Screen Requirements</i>
<input type="checkbox"/>	<input type="checkbox"/>	Add ground water conditions	<input type="checkbox"/>	<input type="checkbox"/>	<i>See Groundwater Review / Supplemental Language</i>

Additional Conditions and Provisions under Review Criteria (Cont'd)					
CW	N/A		CW	N/A	SAMPLE FINDING
<input type="checkbox"/>	<input type="checkbox"/>	Additional finding for evaluation of comments received and any actions or conditions to address comments	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/>	<input type="checkbox"/>	Add any other special provisions	<input type="checkbox"/>	<input type="checkbox"/>	Additional findings to support determination of additional review criteria listed
<input type="checkbox"/>	<input type="checkbox"/>	Any cancellation/diminishment submitted? <input type="checkbox"/> Yes <input type="checkbox"/> No	<input type="checkbox"/>	<input type="checkbox"/>	If yes: (See Supplemental Language Document) <input type="checkbox"/> Add Authority after 1 st paragraph <input type="checkbox"/> Add finding(s) to document cancellation/diminishment
<input type="checkbox"/>	<input type="checkbox"/>	Are water rights are issued in the name of a District or Bureau of Reclamation <input type="checkbox"/> Yes <input type="checkbox"/> No	<input type="checkbox"/>	<input type="checkbox"/>	If yes, a Finding of Fact and an Order item identifying the name in which the confirming certificate will be issued and who is responsible for COBU. Notes: _____ _____ <i>See Supplemental Language Document for Living Certificates</i>

COORD INITIALS

PR Initials

Determination and Conclusions of Law

FINDINGS	DETERMINATION AND PROPOSED ACTION / CONCLUSIONS OF LAW
Based on review of the evidence submitted, the Department finds the water right(s) has/have been used [within the last five years] or [within the five-year period prior to submittal of the transfer application] according to the terms and conditions of the right(s) and the right(s) is/are not subject to forfeiture.	The right(s) has/have been used [within the past five years] or [within the five-year period prior to submittal of the transfer application] according to the terms and conditions of the right(s). or Confirming water right Certificate XXXXX was issued within the last five years prior to submission of Transfer Application T-XXXXX.
Based on the information submitted [and Department records], a diversion structure and ditch sufficient to use the full amount of water allowed under the existing right(s) were present within the five-year period prior to submittal of the transfer application. or Based on the information submitted [and Department records], a pump, pipeline, and sprinkler system sufficient to use the full amount of water allowed under the existing right(s) were present within the five-year period prior to submittal of the transfer application.	The Applicant is ready, willing, and able to use the full quantity of water under the right. There is no evidence in the record to suggest the right is subject to forfeiture.
[As conditioned,] the proposed change(s) would not result in enlargement of the right. Or, if denial The lands currently irrigated under the right would continue to receive water from the same source resulting in enlargement of the right(s).	The proposed change(s) will not enlarge the right. Or The proposed change(s) would result in enlargement of the right.

Determination and Conclusions of Law (Cont'd)

Based on review of the record, the proposed change(s) would not result in injury to other water rights.

Or, if denial

The proposed change(s) would result in the routing of return flows around at least one diversion of other existing water rights, resulting in injury to those rights. **Or**

An instream water right, Certificate XXXXX, exists for the reach of the river in which the authorized point of diversion would be moved upstream, and streamflows within the reach are frequently below the levels allocated under the instream water right. Thus, the instream water right would be injured as a result of the proposed change in point of diversion.

The proposed change(s) would not result in injury to other water rights.

Or

The proposed change would result in injury to other water rights.

Or

The proposed change would result in injury to the instream water right. [See consent to injury]

The application is complete. **Or**

The application is incomplete

All other application requirements are met. **Or**

The application is incomplete because . . .

Ensure all conditions are carried forward in Order section.

COORD INITIALS

PR Initials

Denial of Transfer (OAR 690-380-4010(3))		
<input type="checkbox"/> N/A		
OAR 690-380-4010(3)(a) Describe the basis for the denial	<input type="checkbox"/>	<input type="checkbox"/> Injury <input type="checkbox"/> Enlargement <input type="checkbox"/> Deficiencies not rectified
OAR 690-380-4010(3)(b) Identify conditions or restrictions that, if included in the transfer, would allow approval of the transfer	<input type="checkbox"/>	Examples: consent to injury; amend application to remove well <input type="checkbox"/> Yes Approve with conditions <hr/> <hr/> <hr/> <hr/> <hr/> <hr/> <hr/> <input type="checkbox"/> No Must be denied

DRAFT PRELIMINARY DETERMINATION

Document Preparation

<input type="checkbox"/>	<input type="checkbox"/> N/A	Additional Supplemental Review Criteria Checklist attached	
CW		CW	
<input type="checkbox"/>	Check tenses (Find and Replace (s), is/are, was/were	<input type="checkbox"/>	Add agent, receiving landowner, if applicable, etc.
<input type="checkbox"/>	Compare authorized PODs/POAs with marked up Certificate	<input type="checkbox"/>	Compare "from" lands with marked up Table 2 of Application and Certificate
<input type="checkbox"/>	Compare Proposed PODs/POAs with Table 1 of Application and Map	<input type="checkbox"/>	Compare Proposed Place of Use with Table 2 of Application and Map

Remaining Right Certificate(s)

<input type="checkbox"/>	Check tenses (Find and Replace (s), is/are, was/were	<input type="checkbox"/>	Table format matches current template
<input type="checkbox"/>	Content format matches original certificate (e.g., rate/duty limitation)	<input type="checkbox"/>	Name and address matches originating certificate Note: Remaining rights can only be issued in the name of the current landowner(s) of the remaining rights IF 1) the Report of Ownership information supplied for the transfer covers all of the remaining right lands (as well as the right being transferred) and 2) the applicant asks for the remaining right to be issued in its name. Otherwise, the name(s) on the remaining right will be the same as the original water right involved in the transfer.
<input type="checkbox"/>	Determination and remaining acres combined match acres under originating certificate?	<input type="checkbox"/>	All water accounted for
		<input type="checkbox"/>	Document is "Spell checked"

Cover Letter

CW	N/A		CW	N/A	
<input type="checkbox"/>	<input type="checkbox"/>	Correct Name and Address including email address	<input type="checkbox"/>	<input type="checkbox"/>	Attach supporting documents to cover letter <input type="checkbox"/> Completed Watermaster Contact Sheet <input type="checkbox"/> ODFW Contact sheet
<input type="checkbox"/>	<input type="checkbox"/>	Include email addresses for agent and other interested parties (in cc section) of letter	<input type="checkbox"/>	<input type="checkbox"/>	Any special conditions explained
			<input type="checkbox"/>		Document is "Spell checked"

COMMENTS

COORD INITIALS

PR Initials

PRELIMINARY DETERMINATION**Public/Newspaper Notice**

CW	N/A		CW	N/A	
<input type="checkbox"/>	<input type="checkbox"/>	Prepare public/newspaper notice using template	<input type="checkbox"/>	<input type="checkbox"/>	Send letter to Applicant/Agent regarding newspaper notice cost
<input type="checkbox"/>		Notice and Letter are "Spellchecked"	<input type="checkbox"/>	<input type="checkbox"/>	Funds received from Applicant/Agent for newspaper notice
<input type="checkbox"/>	<input type="checkbox"/>	Forward Draft Newspaper Notice to Coordinator	<input type="checkbox"/>	<input type="checkbox"/>	Affidavit of Publication Received

Ownership Verification

CW		CW	
<input type="checkbox"/>	The Deed/ROI matches the "from" lands	<input type="checkbox"/>	Compare with current tax lot map
<input type="checkbox"/>	All owners on the Deed/ROI have signed the application	<input type="checkbox"/>	<input type="checkbox"/> N/A Notarized, signed statement of consent

Document Preparation

CW		CW	
<input type="checkbox"/>	Save DPD document as a new document XXXXX-pd.doc	<input type="checkbox"/>	Hidden Findings unveiled (control "a", select Font, unmark hidden box)
<input type="checkbox"/>	Any substantive changes/amendments as result of DPD <input type="checkbox"/> Yes <input type="checkbox"/> No If yes, issue revised DPD	<input type="checkbox"/>	Remove "DRAFT" from document title and any extra "carriage" returns
<input type="checkbox"/>	Update the hidden paragraph following the received notice and amendments findings (regarding is authorized to pursue transfer, etc.)	<input type="checkbox"/>	Select the appeals language in the first page footer for the preliminary determination
<input type="checkbox"/>	Protest language is listed following document preparation box	<input type="checkbox"/>	Notice Regarding Service Members is showing
		<input type="checkbox"/>	Document is "Spell checked"

Cover Letter

<input type="checkbox"/>	Cover letter prepared	<input type="checkbox"/>	Email addresses checked for accuracy
		<input type="checkbox"/>	Document is "Spell checked"

Data Center Review

CW		CW	
<input type="checkbox"/>	Prepare Route Slip	<input type="checkbox"/>	<input type="checkbox"/> Prepare Revised DPD if <i>substantive changes</i> OR <input type="checkbox"/> Issue Preliminary Determination
<input type="checkbox"/>	File Returned		

COMMENTS

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FINAL ORDER**Document Preparation**

CW		CW	
<input type="checkbox"/>	Save PD document as new document XXXXX-ord-approve.doc	<input type="checkbox"/>	Hidden Findings unveiled (control "a", select Font, unmark hidden box)
<input type="checkbox"/>	Update the hidden paragraph following the received notice and amendments findings (regarding issuance of PD)	<input type="checkbox"/>	Remove "PRELIMINARY DETERMINATION" from document title and replace with "FINAL ORDER", Replace "PROPOSING APPROVAL/DENIAL OF" with APPROVING/DENYING"
<input type="checkbox"/>	Unhide and Select the appeals language in the first page footer for the "Final Order" language; unhide Special Order Volume and page	<input type="checkbox"/>	Change "Determination and Proposed Action" to "Conclusions of Law" and update paragraph
<input type="checkbox"/>	Replace "If application T-XXXXX is approved . . ." with Now, therefore, it is ORDERED:	<input type="checkbox"/>	Select text below "It is ORDERED" section and turn off Italics. Restart numbering at "1".
<input type="checkbox"/>	Delete Protest language, Document preparation box, and Notice Regarding Servicemembers; Insert "Mailing Date: _____"	<input type="checkbox"/>	Final Check: All Conclusions of Law have Findings to support them
		<input type="checkbox"/>	Document is "Spell checked"

Remaining Right Certificate

CW		CW	
<input type="checkbox"/>	Assign Certificate Number from Spreadsheet	<input type="checkbox"/>	Update footer to read: T-XXXXX.rr.YYYYY.ini, where YYYYY is original certificate number, and ini stands for your initials
<input type="checkbox"/>	Input new certificate number on right side of footer	<input type="checkbox"/>	Print on Certificate paper
		<input type="checkbox"/>	Document is "Spell checked"

COMMENTS

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