

Permit amendment

T-13788

Name Bull Springs ranch
attn Todd Taylor
 Address 18500 Bull Springs rd
Bend Oregon 97703

Change in POD
 Date Filed 7/30/2021
 Initial notice date 8/13/2021
 DPD issued date
 PD issued date
 PD notice date
 Date of FO 3/30/2022 Vol 122 Page 676
5/31/2022 correcting 125 1734

C-Date
 COBU due date
 COBU Received date
 Certificate issued

DESCRIPTION OF WATER RIGHT(S)

Name of Stream well
 Trib. of Tumalo Creek Basin
 Use Irrigation County Deschutes
 Quantity of water (CFS) No. of Acres
 Name of ditch
 App# 617093 Per # 617587 Cert # PR Date 8/14/2008
 App# Per # Cert # PR Date
 App# Per # Cert # PR Date
 App# Per # Cert # PR Date

FEES PAID		
Date	Amount	Receipt #
<u>7-30-2021</u>	<u>\$1,360.00</u>	<u>136022</u>
FEES REFUNDED		
Date	Amount	Receipt #

Assignments:

Irrigation District

Agent GSI Water Solutions - Bruce Brady-Hume

CWRE

CC's list Deschutes County Planning☐ - Oversized map - Location



Oregon

Kate Brown, Governor

Water Resources Department

725 Summer St NE, Suite A

Salem, OR 97301

(503) 986-0900

Fax (503) 986-0904

May 31, 2022

BULL SPRINGS RANCH
TODD TAYLOR
18500 BULLSPRINGS RD
BEND, OR 97703

Reference: T-13788 Superseding Correcting Final Order and Superseding Certificate

Enclosed is a correcting final order recorded in Special Order Vol. 125, Page 173, issued to correct a scrivener's error in the order recorded in Special Order Vol. 122, Page 676. A correcting certificate is also enclosed.

If you have any questions related to the approval of this temporary transfer, you may contact your caseworker, Corey Courchane by telephone at (503) 979-3917 or by e-mail at Corey.A.Courchane@oregon.gov.

Sincerely,

Julie C. Baustian
Water Right Support
Transfers and Conservation Section

cc: Watermaster Dist. #11, Jeremy T. Giffin (*via email*)
Bruce Brody-Heine, Agent
Deschutes County Planning

Enclosures

OF THE
STATE OF OREGON

In the Matter of Permit Amendment) CORRECTING ORDER
Application T-13788, Deschutes County

Applicant

BULL SPRINGS RANCH, LLC
ATTN: TODD TAYLOR
18500 BULL SPRINGS RD.
BEND, OR 97703

Findings of Fact

1. On March 30, 2022, the Department issued an order approving Permit Amendment Application T-13788. The order was recorded at Special Order Volume 122, Page 676. The Department subsequently issued Superseding Permit G-18745.
2. The Final Order and Superseding Permit G-18745 contained a scrivener's error in the quarter-quarter location for 3.77 acres identified as follows:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
17 S	11 E	WM	22	NE SW	6.83
17 S	11 E	WM	22	NW SW	3.77
				Total	10.60

3. The proposed place of use table is corrected to be described as follows:

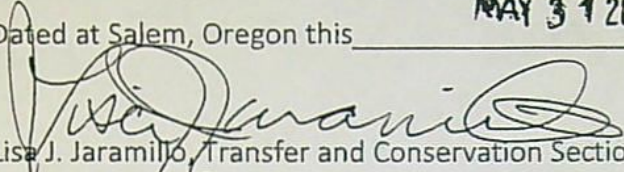
IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
17 S	11 E	WM	22	NE SW	6.83
17 S	11 E	WM	22	SE SW	3.77
				Total	10.60

Now, therefore, it is ORDERED:

1. The order approving T-13788, as recorded in Special Order Volume 122, Page 676 is corrected to identify the correct quarter-quarter location for 3.77 acres.

2. All other provisions of Special Order Volume 122, Page 676 remain in effect.

Dated at Salem, Oregon this MAY 31 2022.


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

Mailing Date: JUN 01 2022

STATE OF OREGON

COUNTY OF DESCHUTES

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

BULL SPRINGS RANCH, LLC
18500 BULL SPRING RD
BEND, OR 97703

This superseding permit is issued to correct a scrivener's error in the quarter-quarter location for 3.77 acres in Permit G-18745, an amendment for a change in place of use and partial cancellation of a water right permit proposed under Permit Amendment Application T-13788 and approved by Special Order Vol. 125, Page 13, entered May 21, 2022, and to describe an extension of time for complete application of water approved July 23, 2021, and an assignment approved February 12, 2016, and a voluntary partial cancellation of Certificate 94958 to offset mitigation approved October 25, 2022. This permit supersedes Permit G-18745.

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

APPLICATION FILE NUMBER: G-17093

SOURCE OF WATER: WELL 1 (DESC 54048) AND WELL 2 (DESC 54049) IN TUMALO CREEK BASIN

PURPOSE OR USE: IRRIGATION OF 10.6 ACRES

MAXIMUM RATE: 0.13 CUBIC FOOT PER SECOND

PERIOD OF USE: APRIL 1 THROUGH NOVEMBER 1

DATE OF PRIORITY: AUGUST 14, 2008

WELL LOCATIONS:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
17 S	11 E	WM	22	NE SW	WELL 1 (DESC 54048) - 2465 FEET NORTH AND 1500 FEET EAST FROM THE SW CORNER OF SECTION 22
17 S	11 E	WM	22	SE SW	WELL 2 (DESC 54049) - 445 FEET NORTH AND 2240 FEET EAST FROM THE SW CORNER OF SECTION 22

The amount of water used for irrigation under this right, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second and 3.0 acre-feet for each acre irrigated during the irrigation season of each year.

THE PLACE OF USE IS LOCATED AS FOLLOWS:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
17 S	11 E	WM	22	NE SW	6.83
17 S	11 E	WM	22	SE SW	3.77
Total					10.60

Permit Amendment T-13788 Conditions:

The former place of use shall no longer be irrigated as part of this permit.

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.

Extension of Time Conditions:

Checkpoint Condition

The permit holder must submit a completed Progress Report Form to the Department by October 1, 2024. A form will be enclosed with your Final Order.

- (a) At each checkpoint, the permit holder shall submit and the Department shall review evidence of the permit holder's diligence towards completion of the project and compliance with terms and conditions of the permit and extension. If, after this review, the Department determines the permit holder has not been diligent in developing and perfecting the water use permit, or complied with all terms and conditions, the Department shall modify or further condition the permit or extension to ensure future compliance, or begin cancellation proceedings on the undeveloped portion of the permit pursuant to ORS 537.260 or 537.410, or require submission of a final proof survey pursuant to ORS 537.250;
- (b) The Department shall provide notice of receipt of progress reports in its weekly notice and shall allow a 30 day comment period for each report. The Department shall provide notice of its determination to anyone who submitted comments.

Existing Permit Conditions:

Measurement, recording and reporting conditions:

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

Ground Water Mitigation Conditions:

- A. Mitigation Obligation: 19.08 acre-feet of mitigation water in the General Zone of Impact.
- B. Mitigation Source: 19.08 mitigation credits within the General Zone of Impact, offset by the voluntary cancellation of a portion of Certificate 94958, approved by the Department on October 25, 2021, meeting the requirements of OAR 690-505-0610 (8).
- C. Mitigation water must be legally protected instream in the General Zone of Impact for the life of the permit and subsequent certificate(s). Regulation of the use and/or cancellation of the permit, or subsequent certificate(s) will occur if the required mitigation is not maintained.
- D. The permittee shall provide additional mitigation if the Department determines that average annual consumptive use of the subject appropriation has increased beyond the originally mitigated amount.
- E. If mitigation is from a secondary right for stored water from a storage project not owned or operated by the permittee, the use of water under this right is subject to the maintenance and terms and conditions of a valid contract or satisfactory replacement, with the owner/operator of the storage project, a copy of which must be on file in the records of the Water Resources Department.
- F. Failure to comply with these mitigation conditions shall result in the Department regulating the ground water permit, or subsequent certificate(s), proposing to deny any permit extension application for the ground water permit, and proposing to cancel the ground water permit, or subsequent certificate(s).

Use of water under authority of this permit may be regulated if analysis of data available after the permit is issued discloses that the appropriation will measurably reduce the surface water flows necessary to maintain the free-flowing character of a scenic waterway in quantities necessary for recreation, fish and wildlife in effect as of the priority date of the right, or as those quantities may be reduced subsequently. However, the use of ground water allowed under the terms of this permit will not be subject to regulation for Scenic Waterway flows, provided the required mitigation is maintained.

STANDARD CONDITIONS

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

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

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

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

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

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

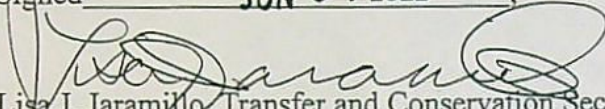
This permit is for the beneficial use of water without waste. The water user is advised that new regulations may require the use of best practical technologies or conservation practices to achieve this end.

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

Complete application of the water to the use was to be made on or before April 15, 2021. By Extension of Time Final Order dated July 23, 2021, complete application of the water to the use is to be made on or before October 1, 2026. If beneficial use of permitted water has not been made before this date, the permittee may submit an application for extension of time, which may be approved based upon the merit of the application.

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

Signed JUN 01 2022 ;



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

Permit Amendment Checklist

Transfer: T- 13788

Transfer Specialist: *Corey*

Transfer Type: Permit Amendment

Applicant Name/Address/email: TODD TAYLOR BULLSPRINGS RANCH LLC 18500 BULLSPRINGS RD BEND, OR 97703	Agent Name/Address/email: BRUCE BRODY-HEINE 147 SW SHEVLIN HIXON DR STE 201 BEND, OR 97702	Rec Landowner Name/Address:
CWRE Name/Number:	Irr. District Name/Address:	Affected Gov'ts Name/Address: Deschutes County Planning Department
Commentor(s): Name/Address:	Current Landowner Name/Address (if different than applicant):	

Permit(s) Affected

Records Marked	Records Copied	App File No. or Decree Name	Permit No.	Superseding Permit No.
☐	☐	G-17093	G-17587	G-18745 <i>G-18768</i>

Key Dates & Initial Actions

Rec'd: July 31, 2021	Proposed Action(s): PLACE OF USE	
Fees Pd: 1360.00	WM District:11	ODFW District:
Initial Notice: August 31, 2021	WM Review sent: Done:	ODFW Review sent: Done:
Acknowledgement Letter Sent: ☒ Date: 08/31/2021		GW Review sent: Done:

Processing Dates & Actions

Deficiency Contact(s): _____

Newspaper: _____

☒ not required

Date quote requested: _____

Request for news \$ sent: _____

News \$ received: _____

Request to publish sent to newspaper: _____

Affidavit of publication received: _____

Dates of publication: _____

Draft Mailed: _____

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

☐ ODFW contact sheet sent; need? Yes ☐ or No ☐

☐ WM measurement sheet sent; need?

Yes ☐ or No ☐

Final Order

Draft Order & Superseding Permit Review (Optional) Reviewer: _____ Date: _____ Coordinator: _____ Date: _____ Signature Bin Date: _____	Final Order & Superseding Permit Review (Salem) Reviewer: <i>SWH</i> Date: <i>11-9-21</i> Coordinator: <i>PKS</i> Date: <i>2/14/22</i> Signature Bin Date: <i>3/18/22</i>
Comments/Special Issues: _____	<i>Correcting order + superseding permit</i> Reviewer: <i>SWH</i> Date: <i>4-18-22</i> Coordinator: <i>PKS</i> Date: <i>5/4/22</i> Sign Bin: <i>5/6/22</i>

Special Order Volume: Vol: *125* Pages *173-4*

Final Order Signature Date: _____

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

In the Matter of Permit Amendment) CORRECTING ORDER
Application T-13788, Deschutes County

Applicant

BULL SPRINGS RANCH, LLC
ATTN: TODD TAYLOR
18500 BULL SPRINGS RD.
BEND, OR 97703

Findings of Fact

1. On March 30, 2022, the Department issued an order approving Permit Amendment Application T-13788. The order was recorded at Special Order Volume 122, Page 676. The Department subsequently issued Superseding Permit G-18745.
2. The Final Order and Superseding Permit G-18745 contained a scrivener's error in the quarter-quarter location for 3.77 acres identified as follows:

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Twp	Rng	Mer	Sec	Q-Q	Acres
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Total					10.60

3. The proposed place of use table is corrected to be described as follows:

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Now, therefore, it is ORDERED:

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2. All other provisions of Special Order Volume 122, Page 676 remain in effect.

Dated at Salem, Oregon this _____.

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

Mailing Date: _____

STATE OF OREGON

COUNTY OF DESCHUTES

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BULL SPRINGS RANCH, LLC
18500 BULL SPRING RD
BEND, OR 97703

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

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PURPOSE OR USE: IRRIGATION OF 10.6 ACRES

MAXIMUM RATE: 0.13 CUBIC FOOT PER SECOND

PERIOD OF USE: APRIL 1 THROUGH NOVEMBER 1

DATE OF PRIORITY: AUGUST 14, 2008

WELL LOCATIONS:

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- (a) At each checkpoint, the permit holder shall submit and the Department shall review evidence of the permit holder's diligence towards completion of the project and compliance with terms and conditions of the permit and extension. If, after this review, the Department determines the permit holder has not been diligent in developing and perfecting the water use permit, or complied with all terms and conditions, the Department shall modify or further condition the permit or extension to ensure future compliance, or begin cancellation proceedings on the undeveloped portion of the permit pursuant to ORS 537.260 or 537.410, or require submission of a final proof survey pursuant to ORS 537.250;
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- D. The permittee shall provide additional mitigation if the Department determines that average annual consumptive use of the subject appropriation has increased beyond the originally mitigated amount.
- E. If mitigation is from a secondary right for stored water from a storage project not owned or operated by the permittee, the use of water under this right is subject to the maintenance and terms and conditions of a valid contract or satisfactory replacement, with the owner/operator of the storage project, a copy of which must be on file in the records of the Water Resources Department.
- F. Failure to comply with these mitigation conditions shall result in the Department regulating the ground water permit, or subsequent certificate(s), proposing to deny any permit extension application for the ground water permit, and proposing to cancel the ground water permit, or subsequent certificate(s).

Use of water under authority of this permit may be regulated if analysis of data available after the permit

is issued discloses that the appropriation will measurably reduce the surface water flows necessary to maintain the free-flowing character of a scenic waterway in quantities necessary for recreation, fish and wildlife in effect as of the priority date of the right, or as those quantities may be reduced subsequently. However, the use of ground water allowed under the terms of this permit will not be subject to regulation for Scenic Waterway flows, provided the required mitigation is maintained.

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

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

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

Complete application of the water to the use was to be made on or before April 15, 2021. By Extension of Time Final Order dated July 23, 2021, complete application of the water to the use is to be made on or before October 1, 2026. If beneficial use of permitted water has not been made before this date, the permittee may submit an application for extension of time, which may be approved based upon the merit of the application.

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

Signed. _____;

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

COURCHANE Corey A * WRD

From: Trevor Grandy <tgrandy@gsiws.com>
Sent: Thursday, March 31, 2022 9:43 AM
To: COURCHANE Corey A * WRD
Cc: Bruce Brody-Heine; Adam Sussman
Subject: FW: OWRD: Final Order for Transfer T 13788 has been completed
Attachments: T_13788 maps.pdf

Greetings Corey,

I looked at the Final Order for Permit Amendment T-13788 as well as the resulting Permit G-18745 and noticed a small, but important clerical error.

The POU is described as the following in both the FO and Permit G-18745:

THE PLACE OF USE IS LOCATED AS FOLLOWS:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
17 S	11 E	WM	22	NE SW	6.83
17 S	11 E	WM	22	NW SW	3.77
Total					10.60

The Q-Q for the second row in that table should be **SE SW** (see "to Lands" in the attached transfer application maps).

Would it be possible to correct this error in Permit G-18745 and the Final Order?

Cheers,

Trevor Grandy

Water Resources Analyst

direct: 971.200.8545 | mobile: 614.493.7292
147 SW Shevlin Hixon Dr. # 201, Bend, OR 97702
GSI Water Solutions, Inc. | www.gsiws.com

From: Bruce Brody-Heine <BBheine@gsiws.com>
Sent: Wednesday, March 30, 2022 10:30 PM
To: Adam Sussman <asussman@gsiws.com>; Leah Cogan <lcogan@gsiws.com>; Trevor Grandy <tgrandy@gsiws.com>
Subject: Fwd: OWRD: Final Order for Transfer T 13788 has been completed

Bruce
Sent from my phone

Begin forwarded message:

From: wrd_automated_email@oregon.gov
Date: March 30, 2022 at 6:00:41 PM PDT
To: tmt@taylordevelopment.com, Bruce Brody-Heine <BBheine@gsiws.com>,

peter.gutowsky@deschutes.org, WRD_DL_watermaster_district_11@oregon.gov,

corey.a.courchane@water.oregon.gov

Subject: OWRD: Final Order for Transfer T 13788 has been completed

Oregon Water Resources Department - Automated e-mail notice

The Oregon Water Resources Department is pleased to announce that a step in processing Transfer T 13788 has occurred. We appreciate the opportunity to provide you with this information via email instead of more costly and time consuming regular mail.

The link below will take you to the documents pertaining to the application. We invite you to read the most recent document closely as it contains important instructions about the next phase of processing. Please contact the caseworker listed in the document if you have questions or concerns.

Most recent processing step completed: ==>> Final Order Issued : 03/30/2022 <<==

Use the link below to access all available documents

http://apps.wrd.state.or.us/apps/wr/wrinfo/wr_transfer_folder_image.aspx?transfer_nbr=13788&transfer_char=T

This message has been generated automatically by an unmonitored email account.
Please do not "reply" to this message. Thank you.



Oregon
Kate Brown, Governor

Water Resources Department

725 Summer St NE, Suite A

Salem, OR 97301

(503) 986-0900

Fax (503) 986-0904

March 30, 2022

BULL SPRINGS RANCH LLC
TODD TAYLOR
18500 BULLSPRINGS RD
BEND, OR 97703

REFERENCE: Permit Amendment Application T-13788

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

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

If you have any questions related to the approval of this temporary transfer, you may contact your caseworker, Corey Courchane by telephone at (503) 979-3917 or by e-mail at Corey.A.Courchane@oregon.gov.

Sincerely, -

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

cc: Jeremy T. Giffin, Watermaster Dist. # 11 (via email)
Deschutes County Planning Division
Bruce Brody-heine, Agent

Enclosure

BEFORE THE WATER RESOURCES DEPARTMENT
OF THE
STATE OF OREGON

In the Matter of Permit Amendment	)	FINAL ORDER
T-13788, Deschutes County	)	APPROVING A CHANGE IN IN PLACE OF
	)	USE AND PARTIAL CANCELLATION OF A
	)	WATER USE PERMIT

Authority

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

Applicant

BULL SPRINGS RANCH, LLC
ATTN: TODD TAYLOR
18500 BULL SPRINGS RD.
BEND, OR 97703

Findings of Fact

1. On July 31, 2021, BULL SPRINGS RANCH, LLC, ATTN: TODD TAYLOR filed an application to change the place of use and cancel a portion of Permit G-17587. The Department assigned the application number T-13788.
2. On February 12, 2016, the Department approved an assignment of the permit from Taylor Northwest, LLC to Bull Springs Ranch, LLC.
3. On July 23, 2021, the Department approved an extension of time for complete application of water to October 1, 2026.
4. On October 25, 2021, the Department approved a voluntary cancellation of a portion of Certificate 94958 to offset a portion of the impact to surface water of Permit G-17587, the impact is within the General Zone of Impact and offsets 19.08 acre feet of mitigation obligation, pursuant to OAR 690-505-0610 (8).
5. Notice of the application for the permit amendment was published in the Department's weekly notice on August 31, 2021, pursuant to ORS 540.520(5). No comments were filed in response to the notice.

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

6. Permit Amendment Application T-13788 proposes to change the place of use of the permit to:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
17 S	11 E	WM	22	NE SW	6.83
17 S	11 E	WM	22	NW SW	3.77
Total					10.60

Permit Amendment Review Criteria

7. The change would not result in injury to other water rights.
8. The proposed place of use is owned and/or controlled by the permit holder.
9. The change does not enlarge the permit.
10. The change does not alter any other terms of the permit.
11. The proposed place of use is contiguous to the authorized place of use.

Partial Cancellation of a Water Right Permit

12. On July 30, 2021, an affidavit certifying that a portion of a water right permit has been abandoned and requesting cancellation of the right was received from Todd Taylor. The portion of the permit to be cancelled is as follows:

Permit: G-17587 in the name of BULL SPRINGS RANCH LLC
Use: IRRIGATION of 8.91 ACRES
Priority Date: AUGUST 14, 2008
Quantity: 0.11 CUBIC FOOT PER SECOND
Rate/Duty: The amount of water used for irrigation under this right, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second and 3.0 acre-feet for each acre irrigated during the irrigation season of each year.

Period of Use: APRIL 1 THROUGH NOVEMBER 1

Source: WELL 1 (DESC 54048) AND WELL 2 (DESC 54049) in TUMALO CREEK BASIN

Authorized Points of Appropriation:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
17 S	11 E	WM	22	NE SW	WELL 1 (DESC 54048) - 2465 FEET NORTH AND 1500 FEET EAST FROM THE SW CORNER OF SECTION 22
17 S	11 E	WM	22	SE SW	WELL 2 (DESC 54049) - 445 FEET NORTH AND 2240 FEET EAST FROM THE SW CORNER OF SECTION 22

Authorized Place of Use:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
17 S	11 E	WM	22	NW SW	8.91

Conclusions of Law

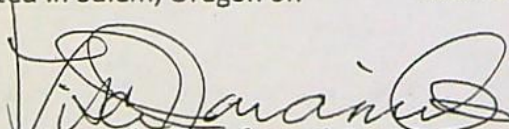
The change in place of use proposed by Permit Amendment Application T-13788 is consistent with the requirements of ORS 537.211, and the abandoned right should be cancelled.

Now, therefore, it is ORDERED:

1. The change in place of use proposed by Permit Amendment Application T-13788 is approved. The portion of the right that has been abandoned is cancelled.
2. Permit G-18745, in the name of BULL SPRINGS RANCH LLC, is issued to replace Permit G-17587, and incorporates the amendments approved by this order, the extension of time, the voluntary cancellation to offset mitigation, and the assignment. Permit G-17587, in the name of BULL SPRINGS RANCH LLC, is no longer of any force or effect.
3. 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.
4. The former place of use shall no longer be irrigated as part of this permit.
5. All other terms and conditions of Permit G-18745 remain the same.

Dated in Salem, Oregon on

MAR 30 2022


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

Mailing Date:

MAR 31 2022

STATE OF OREGON

COUNTY OF DESCHUTES

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

BULL SPRINGS RANCH, LLC
18500 BULL SPRING RD
BEND, OR 97703

This superseding permit is issued to describe an amendment for a change in place of use and partial cancellation of a water right permit proposed under Permit Amendment Application T-13788 and approved by Special Order Vol. 122, Page 616 entered March 20, 2022, and to describe an extension of time for complete application of water approved July 23, 2021, and an assignment approved February 12, 2016, and a voluntary partial cancellation of Certificate 94958 to offset mitigation approved October 25, 2022. This permit supersedes Permit G-17587.

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

APPLICATION FILE NUMBER: G-17093

SOURCE OF WATER: WELL 1 (DESC 54048) AND WELL 2 (DESC 54049) IN TUMALO CREEK BASIN

PURPOSE OR USE: IRRIGATION OF 10.6 ACRES

MAXIMUM RATE: 0.13 CUBIC FOOT PER SECOND

PERIOD OF USE: APRIL 1 THROUGH NOVEMBER 1

DATE OF PRIORITY: AUGUST 14, 2008

WELL LOCATIONS:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
17 S	11 E	WM	22	NE SW	WELL 1 (DESC 54048) - 2465 FEET NORTH AND 1500 FEET EAST FROM THE SW CORNER OF SECTION 22
17 S	11 E	WM	22	SE SW	WELL 2 (DESC 54049) - 445 FEET NORTH AND 2240 FEET EAST FROM THE SW CORNER OF SECTION 22

The amount of water used for irrigation under this right, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second and 3.0 acre-feet for each acre irrigated during the irrigation season of each year.

THE PLACE OF USE IS LOCATED AS FOLLOWS:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
17 S	11 E	WM	22	NE SW	6.83
17 S	11 E	WM	22	NW SW	3.77
Total					10.60

Permit Amendment T-13788 Conditions:

The former place of use shall no longer be irrigated as part of this permit.

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.

Extension of Time Conditions:

Checkpoint Condition

The permit holder must submit a completed Progress Report Form to the Department by October 1, 2024. A form will be enclosed with your Final Order.

- (a) At each checkpoint, the permit holder shall submit and the Department shall review evidence of the permit holder's diligence towards completion of the project and compliance with terms and conditions of the permit and extension. If, after this review, the Department determines the permit holder has not been diligent in developing and perfecting the water use permit, or complied with all terms and conditions, the Department shall modify or further condition the permit or extension to ensure future compliance, or begin cancellation proceedings on the undeveloped portion of the permit pursuant to ORS 537.260 or 537.410, or require submission of a final proof survey pursuant to ORS 537.250;
- (b) The Department shall provide notice of receipt of progress reports in its weekly notice and shall allow a 30 day comment period for each report. The Department shall provide notice of its determination to anyone who submitted comments.

Existing Permit Conditions:

Measurement, recording and reporting conditions:

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

Ground Water Mitigation Conditions:

- A. Mitigation Obligation: 19.08 acre-feet of mitigation water in the General Zone of Impact.
- B. Mitigation Source: 19.08 mitigation credits within the General Zone of Impact, offset by the voluntary cancellation of a portion of Certificate 94958, approved by the Department on October 25, 2021, meeting the requirements of OAR 690-505-0610 (8).
- C. Mitigation water must be legally protected instream in the General Zone of Impact for the life of the permit and subsequent certificate(s). Regulation of the use and/or cancellation of the permit, or subsequent certificate(s) will occur if the required mitigation is not maintained.
- D. The permittee shall provide additional mitigation if the Department determines that average annual consumptive use of the subject appropriation has increased beyond the originally mitigated amount.
- E. If mitigation is from a secondary right for stored water from a storage project not owned or operated by the permittee, the use of water under this right is subject to the maintenance and terms and conditions of a valid contract or satisfactory replacement, with the owner/operator of the storage project, a copy of which must be on file in the records of the Water Resources Department.
- F. Failure to comply with these mitigation conditions shall result in the Department regulating the ground water permit, or subsequent certificate(s), proposing to deny any permit extension application for the ground water permit, and proposing to cancel the ground water permit, or subsequent certificate(s).

Use of water under authority of this permit may be regulated if analysis of data available after the permit is issued discloses that the appropriation will measurably reduce the surface water flows necessary to

maintain the free-flowing character of a scenic waterway in quantities necessary for recreation, fish and wildlife in effect as of the priority date of the right, or as those quantities may be reduced subsequently. However, the use of ground water allowed under the terms of this permit will not be subject to regulation for Scenic Waterway flows, provided the required mitigation is maintained.

STANDARD CONDITIONS

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

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

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

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

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

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

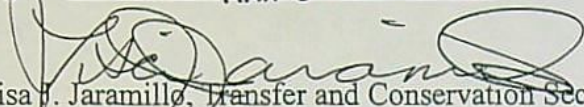
This permit is for the beneficial use of water without waste. The water user is advised that new regulations may require the use of best practical technologies or conservation practices to achieve this end.

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

Complete application of the water to the use was to be made on or before April 15, 2021. By Extension of Time Final Order dated July 23, 2021, complete application of the water to the use is to be made on or before October 1, 2026. If beneficial use of permitted water has not been made before this date, the permittee may submit an application for extension of time, which may be approved based upon the merit of the application.

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

Signed MAR 30 2022;



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

Application

PR CW

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

Application Map

PR CW

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

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

PR CW

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

Permit Ownership

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

Evaluation Materials

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

Reviews/comments/conditions received? ☐ ☐ Watermaster ☐ ☐ N/A ODFW ☐ ☐ N/A GWN/A Headgate ☐ When in the judgment ☐ Prior to diverting ☐ Existing and maintainN/A Measuring Devices ☐ When in the judgment ☐ Prior to diverting ☐ Existing and maintain

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

Injury: ☐ Yes ☒ NoEnlargement: ☐ Yes ☒ No

Conditions to avoid enlargement/injury –

ODFW conditions: _____

GW Conditions: _____

COURCHANE Corey A * WRD

From: BUCHHOLZ Sheila L * WRD
Sent: Monday, February 28, 2022 8:49 AM
To: COURCHANE Corey A * WRD; BAUSTIAN Julie C * WRD
Cc: MARTIN Duff A * WRD
Subject: PD T-13788
Attachments: PD T-13788.pdf

Good Morning Corey & Julie,

This PD Transfer has been completed through Data.

Thanks, and happy Monday!

Sheila Buchholz

Data Technician 1

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

Email: Sheila.L.Buchholz@water.oregon.gov



OREGON
WATER
RESOURCES
DEPARTMENT

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

STATE OF OREGON

COUNTY OF DESCHUTES

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

BULL SPRINGS RANCH, LLC
18500 BULL SPRING RD
BEND, OR 97703

This superseding permit is issued to describe an amendment for a change in place of use and partial cancellation of a water right permit proposed under Permit Amendment Application T-13788 and approved by Special Order Vol. 122, Page ____, entered November ____, 2021, and to describe an extension of time for complete application of water approved July 23, 2021, and an assignment approved February 12, 2016. This permit supersedes Permit G-17587.

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

APPLICATION FILE NUMBER: G-17093

SOURCE OF WATER: WELL 1 (DESC 54048) AND WELL 2 (DESC 54049) IN TUMALO CREEK BASIN

PURPOSE OR USE: IRRIGATION OF 10.60 ACRES

MAXIMUM RATE: 0.13 CUBIC FOOT PER SECOND

PERIOD OF USE: APRIL 1 THROUGH NOVEMBER 1

DATE OF PRIORITY: AUGUST 14, 2008

WELL LOCATIONS:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
17 S	11 E	WM	22	NE SW	WELL 1 (DESC 54048) - 2465 FEET NORTH AND 1500 FEET EAST FROM THE SW CORNER OF SECTION 22
17 S	11 E	WM	22	SE SW	WELL 2 (DESC 54049) - 445 FEET NORTH AND 2240 FEET EAST FROM THE SW CORNER OF SECTION 22

The amount of water used for nursery use under this right, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second and 3.0 acre-feet for each acre irrigated during the irrigation season of each year.

THE PLACE OF USE IS LOCATED AS FOLLOWS:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
17 S	11 E	WM	22	NE SW	6.83
17 S	11 E	WM	22	NW SW	3.77
Total					10.60

Permit Amendment T-13788 Conditions:

The former place of use shall no longer be irrigated as part of this permit.

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.

Extension of Time Conditions:**Checkpoint Condition**

The permit holder must submit a completed Progress Report Form to the Department by October 1, 2024. A form will be enclosed with your Final Order.

- (a) At each checkpoint, the permit holder shall submit and the Department shall review evidence of the permit holder's diligence towards completion of the project and compliance with terms and conditions of the permit and extension. If, after this review, the Department determines the permit holder has not been diligent in developing and perfecting the water use permit, or complied with all terms and conditions, the Department shall modify or further condition the permit or extension to ensure future compliance, or begin cancellation proceedings on the undeveloped portion of the permit pursuant to ORS 537.260 or 537.410, or require submission of a final proof survey pursuant to ORS 537.250;
- (b) The Department shall provide notice of receipt of progress reports in its weekly notice and shall allow a 30 day comment period for each report. The Department shall provide notice of its determination to anyone who submitted comments.

Existing Permit Conditions:

Measurement, recording and reporting conditions:

- A. Before water use may begin under this permit, the permittee shall install a totalizing flow

meter at each point of appropriation. The permittee shall maintain the meter in good working order.

- B. The permittee shall keep a complete record of the amount of water diverted each month, and shall submit a report which includes the recorded water-use measurements to the Department annually or more frequently as may be required by the Director. Further, the Director may require the water user to report general water-use information, including the place and nature of use of water under the permit.
- C. The permittee shall allow the watermaster access to the meter; provided however, where any meter is located within a private structure, the watermaster shall request access upon reasonable notice.
- D. The Director may provide an opportunity for the permittee to submit alternative measuring and reporting procedures for review and approval.

Ground Water Mitigation Conditions:

- A. Mitigation Obligation: 35.1 acre-feet of mitigation water in the General Zone of Impact.
- B. Mitigation Source: 31.5 mitigation credits from a chartered mitigation bank, or suitable replacement mitigation that meets the requirements of OAR 690-505-0610 within the General Zone of Impact.
- C. Mitigation water must be legally protected instream in the General Zone of Impact for the life of the permit and subsequent certificate(s). Regulation of the use and/or cancellation of the permit, or subsequent certificate(s) will occur if the required mitigation is not maintained.
- D. The permittee shall provide additional mitigation if the Department determines that average annual consumptive use of the subject appropriation has increased beyond the originally mitigated amount.
- E. If mitigation is from a secondary right for stored water from a storage project not owned or operated by the permittee, the use of water under this right is subject to the maintenance and terms and conditions of a valid contract or satisfactory replacement, with the owner/operator of the storage project, a copy of which must be on file in the records of the Water Resources Department.
- F. Failure to comply with these mitigation conditions shall result in the Department regulating the ground water permit, or subsequent certificate(s), proposing to deny any permit extension application for the ground water permit, and proposing to cancel the ground water permit, or subsequent certificate(s).

Use of water under authority of this permit may be regulated if analysis of data available after the permit is issued discloses that the appropriation will measurably reduce the surface water flows necessary to maintain the free-flowing character of a scenic waterway in quantities necessary for recreation, fish and wildlife in effect as of the priority date of the right, or as those quantities may be reduced subsequently.

However, the use of ground water allowed under the terms of this permit will not be subject to regulation for Scenic Waterway flows, provided the required mitigation is maintained.

STANDARD CONDITIONS

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

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

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

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

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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.

Complete application of the water to the use was to be made on or before April 15, 2021. By Extension of Time Final Order dated July 23, 2021, complete application of the water to the use is to be made on or before October 1, 2026. If beneficial use of permitted water has not been made before this date, the permittee may submit an application for extension of time, which may be approved based upon the merit of the application.

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

Signed _____;

Lisa J. Jaramillo, Transfer and Conservation Section Manager, for
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8. The change does not enlarge the permit.
9. The change does not alter any other terms of the permit.
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Partial Cancellation of a Water Right Permit

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Source: WELL 1 (DESC 54048) AND WELL 2 (DESC 54049) in TUMALO CREEK BASIN

Authorized Points of Appropriation:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
17 S	11 E	WM	22	NE SW	WELL 1 (DESC 54048) - 2465 FEET NORTH AND 1500 FEET EAST FROM THE SW CORNER OF SECTION 22
17 S	11 E	WM	22	SE SW	WELL 2 (DESC 54049) - 445 FEET NORTH AND 2240 FEET EAST FROM THE SW CORNER OF SECTION 22

Authorized Place of Use:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
17 S	11 E	WM	22	NW SW	8.91

Conclusions of Law

The change in place of use proposed by Permit Amendment Application T-13788 is consistent with the requirements of ORS 537.211, and the abandoned right should be cancelled.

Now, therefore, it is ORDERED:

1. The change in place of use proposed by Permit Amendment Application T-13788 is approved. The portion of the right that has been abandoned is cancelled.
2. Permit G-XXXXX, in the name of BULL SPRINGS RANCH LLC, is issued to replace Permit G-17587, and incorporates the amendments approved by this order, the extension of time, and the assignment. Permit G-17587, in the name of BULL SPRINGS RANCH LLC, is no longer of any force or effect.
3. 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.
4. The former place of use shall no longer be irrigated as part of this permit.
5. All other terms and conditions of Permit G-XXXXX remain the same.

Dated in Salem, Oregon on

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

Mailing Date:



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

Application for Permit Amendment

Part 1 of 5 – Minimum Requirements Checklist

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

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

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

- ☒ Part 1 – Completed Minimum Requirements Checklist.
- ☒ Part 2 – Completed Application Map Checklist.
- ☒ Part 3 – Application Fee, payable by check to the Oregon Water Resources Department, and completed Fee Worksheet, page 3. Try the new online fee calculator at: http://apps.wrd.state.or.us/apps/misc/wrd_fee_calculator. If you have questions, call Customer Service at (503) 986-0801.
- ☒ Part 4 – Completed Applicant Information and Signature.
- ☒ Part 5 – Information about Permits to be Amended: **Number of permits to be amended: 1**
List the Permits here: G-17587 (Attachment A)
Please include a separate Part 5 for each permit. (See instructions on page 6)
- ☒ Completed Permit Amendment Application Map (Does not have to be prepared by a Certified Water Right Examiner). **(Attachment B)**
- ☐ ☒ N/A Request for Assignment Form and statutory fee. The request for assignment form has to be completed if the applicant is **not** the permit holder of record and needs to be assigned to the permit; **or** the landowner of the proposed place of use is **not** the permit holder of record and needs to be assigned to the permit (the Request for Assignment Form is available online at <https://www.oregon.gov/OWRD/Forms/Pages/default.aspx>). Assignment is not needed if the applicant is the permit holder of record.
- ☐ ☒ N/A Affidavit(s) of Consent are required from all permit holder(s) of record if the permit is not assigned to the applicant **or** other permit holders of record that are not listed as applicants.
- ☒ ☐ N/A Oregon Water Resources Department's Land Use Information Form with approval and signature (or signed land use form receipt stub) from each local land use authority in which water is to be diverted, conveyed, and/or used. Not required if water is to be diverted, conveyed, and/or used only on federal lands or if **all** of the following apply: a) a change in place of use only, b) no structural changes, c) the use of water is for irrigation only, and d) the use is located within an irrigation district or an exclusive farm use zone. **(Attachment C)**
- ☒ ☐ N/A Water Well Report/Well Log for changes in point(s) of appropriation (well(s)) or additional point(s) of appropriation. **(Attachment D)**
- ☐ ☒ 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 feet from the surface water source and more than 1000 feet upstream or downstream from the point of diversion. (ORS 540.531(2) or (3)).

(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: ____/____/____

Part 2 of 5 – Permit Amendment Map Checklist

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

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

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

Part 3 of 5 – Fee Worksheet

FEE WORKSHEET for PERMIT AMENDMENT			
1	Base Fee (includes one type of change to one permit for up to 1 cfs)	1	\$1,360
2	Types of change proposed: ☒ Place of Use ☐ Point of Diversion/Appropriation Number of above boxes checked = <u>1 (2a)</u> Subtract 1 from the number in line 2a = <u>0 (2b)</u> If only one change, this will be 0 Multiply line 2b by \$930 and enter » » » » » » » » » » » » » » » » RECEIVED JUL 30 2021 OWRD 0	2	0
3	Number of permits included in Permit Amendment <u>1 (3a)</u> Subtract 1 from the number in 3a: <u>0 (3b)</u> If only one permit this will be 0 Multiply line 3b by \$520 and enter » » » » » » » » » » » » » » » »	3	0
4	Do you propose to add or change a well, or change from a surface water POD to a well? ☒ No: enter 0 » ☐ Yes: enter \$410 »	4	0
5	Do you propose to change the place of use? ☐ No: enter 0 on line 5 » ☒ Yes: enter the cfs for the portions of the permits to be amended (see example below*): <u>0.13 (5a)</u> Subtract 1.0 from the number in 5a above: <u>0 (5b)</u> If 5b is 0, enter 0 on line 5 » If 5b is greater than 0, round up to the nearest whole number: <u>0 (5c)</u> and multiply 5c by \$350, then enter on line 5 » » » » » » » » » » » » » » » »	5	0
6	Add entries on lines 1 through 5 above » » » » » » » » » » Subtotal:	6	\$1,360
7	Is this permit amendment: ☐ necessary to complete a project funded by the Oregon Watershed Enhancement Board (OWEB) under ORS 541.932? ☐ endorsed in writing by ODFW as a change that will result in a net benefit to fish and wildlife habitat? If one or more boxes is checked, multiply line 6 by 0.5 and enter on line 7 » If no box is applicable, enter 0 on line 7» » » » » » » » » » » » » » » »	7	0
8	Subtract line 7 from line 6 » » » » » » » » » » Permit Amendment Fee:	8	\$1,360

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

1. For irrigation calculate cfs for each permit involved as follows:
 - a. Divide total authorized cfs by total acres in the permit (for S-12345, $1.25 \text{ cfs} \div 100 \text{ ac}$); then multiply by the number of acres to be changed to get the application cfs ($\times 45 \text{ ac} = 0.56 \text{ cfs}$).
 - b. If the water right permit does not list total cfs, but identifies the allowable use as 1/40 or 1/80 of a cfs per acre; multiply number of acres proposed for change by either 0.025 (1/40) or 0.0125 (1/80). (For S-87654, $45.0 \text{ ac} \times 0.0125 \text{ cfs/ac} = 0.56 \text{ cfs}$)
2. Add cfs for the portions of permits on all the land included in the application; however **do not count cfs for supplemental permits on acreage for which you have already calculated the cfs fee for the primary permit on the same land.** The fee should be assessed only once for each "on the ground" acre included in the application. (In this example, blank 5a would be only 0.56 cfs, since both permits serve the same 45.0 acres. Blank 5b would be 0 and Line 5 would then also become 0).

Part 4 of 5 – Applicant Information and Signature

Applicant Information

APPLICANT/BUSINESS NAME Bull Springs Ranch, LLC, Attn: Todd Taylor			PHONE NO. 541-382-5188	ADDITIONAL CONTACT NO.
ADDRESS 18500 Bull Springs Rd.			FAX NO.	
CITY Bend	STATE OR	ZIP 97703	E-MAIL tmt@taylordevelopment.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.				

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

AGENT/BUSINESS NAME GSI Water Solutions, Inc. Attn: Bruce Brody-Heine			PHONE NO. 971-200-8519	ADDITIONAL CONTACT NO.
ADDRESS 147 SW Shevlin Hixon Dr. #201			FAX NO.	
CITY Bend	STATE OR	ZIP 97702	E-MAIL bbheine@gsiws.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 permit amendment; and why: **Permit G-17587 authorizes irrigation of 19.51 acres. The Applicant is proposing to change the location of a 10.6-acre (0.133 cfs) portion of the place of use authorized under Permit G-17587. The applicant also proposes to voluntarily cancel an 8.91-acre (0.107 cfs) portion of Permit G-17587 concurrently with the issuance of the final order approving this proposed permit amendment for Permit G-17587.**

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

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

Is the applicant the permit holder of record? ☒ Yes ☐ No

If NO, include either:

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

Has the Completion ("C") Date of the permit(s) in this application expired? ☐ Yes ☒ No

If YES, this application will not be accepted by the Department.

If NO, what are the completion dates of the permit(s)? **10/1/2026**

- If the permit completion date expires while the Permit Amendment Application is pending, the Department will not approve the Permit Amendment Application until an Extension of Time Application is approved for the permit.
- You may consider using the Reimbursement Authority process to expedite the processing of this Permit Amendment Application if the completion date of the permit expires within 6 months of the date of filing this application.

By my signature below, I confirm that I understand:

- Prior to Department approval of the permit amendment, I may be required to submit payment to the Department for publication of a notice in a newspaper with general circulation in the area where the permit is located, once per week for two consecutive weeks. If more than one qualifying newspaper is available, I suggest publishing the notice in the following newspaper: Bend Bulletin.



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

Applicant Signature

Todd Taylor, President

Print Name (and Title if applicable)

Date

7/26/21

Applicant Signature

Print Name (and Title if applicable)

Date

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Check one of the following:

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

Check the appropriate box, if applicable:

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

IRRIGATION DISTRICT NAME N/A	ADDRESS	
CITY	STATE	ZIP

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

ENTITY NAME N/A	ADDRESS	
CITY	STATE	ZIP

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

ENTITY NAME Deschutes County Community Development	ADDRESS 117 Lafayette Ave	
CITY Bend	STATE OR	ZIP 97703

ENTITY NAME	ADDRESS	
CITY	STATE	ZIP

ENTITY NAME	ADDRESS	
CITY	STATE	ZIP

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Part 5 of 5 – Water Use Permit Information

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

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PERMIT # G-17587

JUL 30 2021

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

OWRD

POD/POA Name or Number	Is this POD/POA Authorized by the permit or Is it Proposed?	IFPOA, 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	☒ Authorized ☐ Proposed	DESC 54048	17	S	11	E	22	NE	SW	2735	2,465 feet North and 1,500 feet East from SW corner Section 22
Well 2	☒ Authorized ☐ Proposed	DESC 54049	17	S	11	E	22	SE	SW	2736	445 feet North and 2,240 feet East from SW corner Section 22
	☐ Authorized ☐ Proposed										

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

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

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

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

For a change in place of use:

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

☒ Yes ☐ No

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

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

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

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

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

Table 2. Description of Changes to Water Use Permit # G-17587

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	Acre (if applicable)	POD(s) or POA(s) (name or number from Table 1)	Priority Date	Twp		Rng	Sec	¼ ¼	Tax Lot	Gvt Lot or DLC	Acre (if applicable)	POD(s) or POA(s) to be used (from Table 1)	Priority Date						
EXAMPLE																								
2	S	9	E	15	NE	NW	100		15.0	POD #1		POU/POD	2	S	9	E	15	NW	NW	100	1	10.0	POD #5	
									EXAMPLE				2	S	9	E	15	SW	NW	200		5.0	POD #6	
17	S	11	E	22	NW	SW	2722	✓	9.55	Well 1 & Well 2	8/14/2008	POU	17	S	11	E	22	NE	SW	2735	✓	2.46	Well 1 & Well 2	8/14/2008
17	S	11	E	22	NE	SW	2735	✓	0.52			POU	17	S	11	E	22	NE	SW	2736	✓	4.37		
17	S	11	E	22	NE	SW	2736	✓	0.53			POU	17	S	11	E	22	SE	SW	2736	✓	3.77		
TOTAL ACRES									10.6			TOTAL ACRES									10.6			

Additional remarks: The applicant is proposing to move a 10.6-acre (0.133 cfs) portion of the 19.51 acres of irrigation authorized under Permit G-17587. The applicant also proposes to cancel an 8.91-acre (0.107 cfs) portion of Permit G-17587 concurrently with the issuance of the final order for this proposed permit amendment for Permit G-17587, as shown in Attachment B – Application Maps.

13788

Platcard ok ✓

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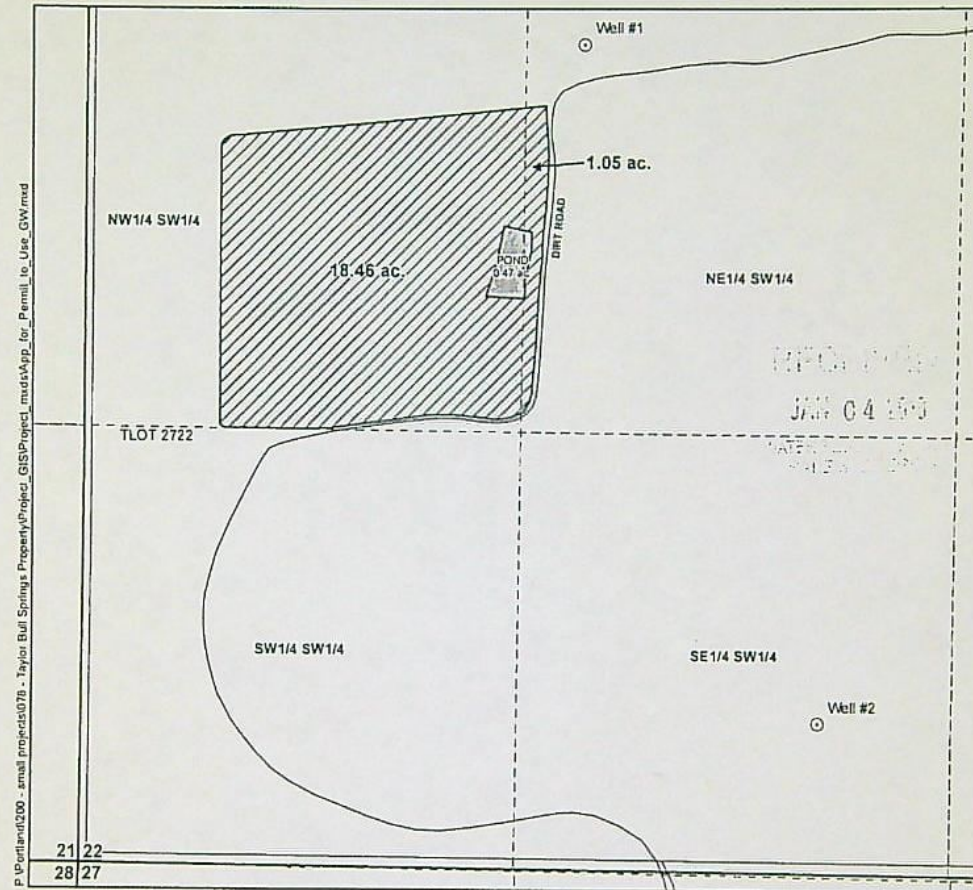
OWRD

Application for a Permit to Use Groundwater

In the Name of: Taylor Northwest

Deschutes County, Oregon

Section 22, Township 17 South, Range 11 East (W.M.)



Legend

- Proposed Point of Appropriation (POA)
- ▨ Proposed Place of Use (POU)
- ☼ Pond
- Tax Lots

POA Location Descriptions

Well #1
Located 2,465 feet North and 1,500 feet East from the SW corner of Section 22, Township 17S, Range 11E (W.M.)

Well #2
Located 445 feet North and 2,240 feet East from the SW corner of Section 22, Township 17S, Range 11E (W.M.)

Map Information

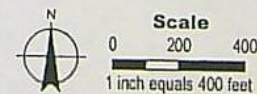
Projection: Oregon State Plane South Zone
Datum: North American Datum of 1983
Date: January 4, 2010
Prepared By: GSI Water Solutions, Inc.

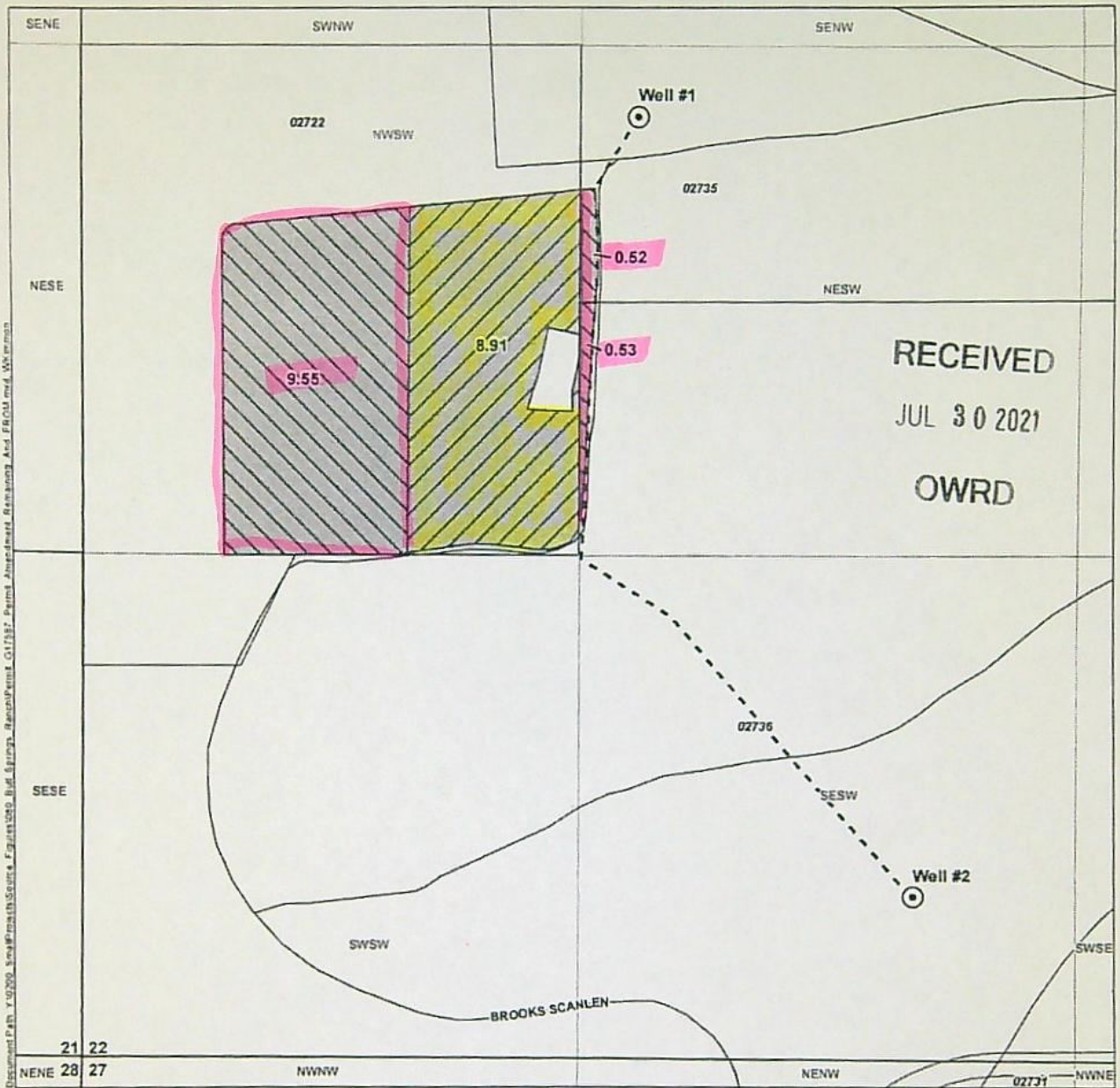
Data Sources

Deschutes County GIS, Oregon Geospatial Data Clearinghouse

Disclaimer

This map was prepared for the purpose of identifying the location of a water right only and it is not intended to provide legal dimensions or location of property ownership lines.





LEGEND

- Point of Appropriation (POA)
- ▨ POU to be Canceled (8.91 ac.)
- ▨ From Lands (10.6 ac.)
- Tax Lot
- Major Road
- - - Conveyance

Permit Amendment Application Authorized Place of Use and Authorized Points of Appropriation Permit G-17587 Township 17 South, Range 11 East (W.M.)

LOCATION DESCRIPTION

Well #1

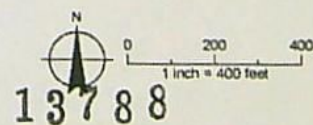
Located 2,465 feet North and 1,500 feet East from the SW corner of Section 22, Township 17 South, Range 11 East (W.M.)

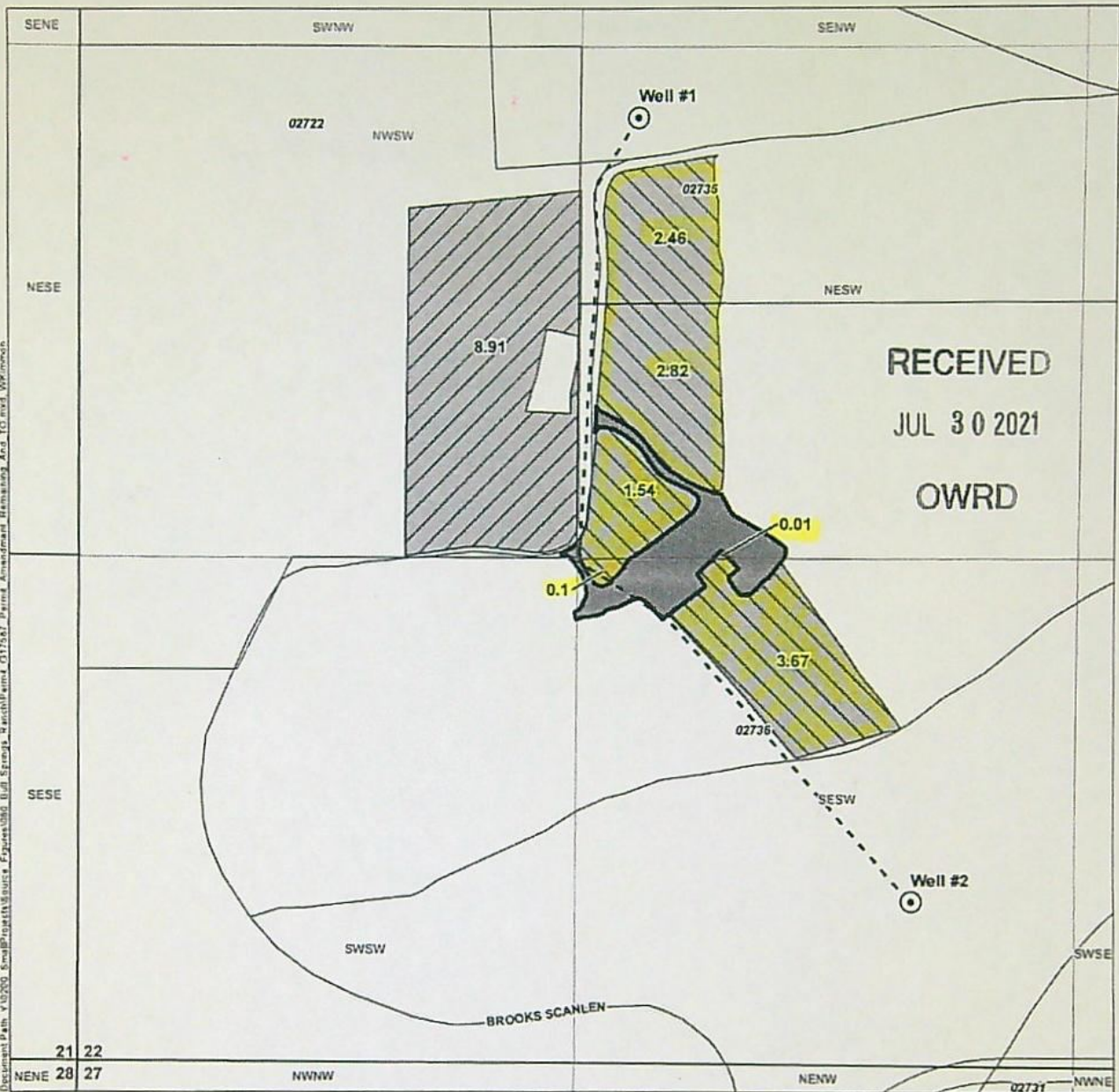
Well #2

Located 445 feet North and 2,240 feet East from the SW corner of Section 22, Township 17 South, Range 11 East (W.M.)

DISCLAIMER
This map was prepared for the purpose of identifying the location of a water right only and it is not intended to provide legal dimensions or location of property ownership lines.

Date: July 21, 2021
Data Sources: BLM, ESRI, OWRD, USGS





LEGEND

- Point of Appropriation (POA)
- POU to be Canceled (8.91 ac.)
- To Lands (10.6 ac.)
- Tax Lot
- Major Road
- Driveway Areas
- Conveyance

Permit Amendment Application Remaining Authorized and Proposed Place of Use and Authorized Points of Appropriation Permit G-17587 Township 17 South, Range 11 East (W.M.)

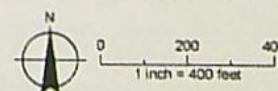
LOCATION DESCRIPTION

Well #1
Located 2,465 feet North and 1,500 feet East from the SW corner of Section 22, Township 17 South, Range 11 East (W.M.)

Well #2
Located 445 feet North and 2,240 feet East from the SW corner of Section 22, Township 17 South, Range 11 East (W.M.)

DISCLAIMER
This map was prepared for the purpose of identifying the location of a water right only and it is not intended to provide legal dimensions or location of property ownership lines.

Date: July 21, 2021
Data Sources: BLM, ESRI, OWRD, USGS



STATE OF OREGON

COUNTY OF DESCHUTES

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

BULLSPRINGS RANCH, LLC
18500 BULLSPRING RD
BEND, OR 97703

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

APPLICATION FILE NUMBER: G-17093

SOURCE OF WATER: WELL 1 (DESC 54048) AND WELL 2 (DESC 54049) IN TUMALO CREEK BASIN

PURPOSE OR USE: IRRIGATION OF 19.51 ACRES

MAXIMUM RATE: 0.24 CUBIC FOOT PER SECOND

PERIOD OF USE: APRIL 1 THROUGH NOVEMBER 1

DATE OF PRIORITY: AUGUST 14, 2008

WELL LOCATIONS:

WELL 1 (DESC 54048): NE ¼ SW ¼, SECTION 22, T17S, R11E, W.M.;
2465 FEET NORTH AND 1500 FEET EAST FROM SW CORNER, SECTION 22

WELL 2 (DESC 54049): SE ¼ SW ¼, SECTION 22, T17S, R11E, W.M.;
445 FEET NORTH AND 2240 FEET EAST FROM SW CORNER, SECTION 22

The amount of water used for irrigation under this right, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second and 3.0 acre-feet for each acre irrigated during the irrigation season of each year.

THE PLACE OF USE IS LOCATED AS FOLLOWS:

1.05	NE ¼ SW ¼	1.05 ACRES	cancel
9.55	NW ¼ SW ¼	18.46 ACRES	8
10.6	SECTION 22		0.91
TOWNSHIP 17 SOUTH, RANGE 11 EAST, W.M.			

Application G-17093 Water Resources Department

PERMIT G-17587

*POU = 10.6
cancel = 8.91*

*10.6 @ 1/80 = 0.1325
T = 0.13 cfs
8.91 @ 1/80 = 0.111
cancel = 0.11 cfs*

Measurement, recording and reporting conditions:

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

*typo?
doesn't look
right*

Ground Water Mitigation Conditions:

- A. Mitigation Obligation: 35.1 acre-feet of mitigation water in the General Zone of Impact.
- B. Mitigation Source: 31.5 mitigation credits from a chartered mitigation bank, or suitable replacement mitigation that meets the requirements of OAR 690-505-0610 within the General Zone of Impact.
- C. Mitigation water must be legally protected instream in the General Zone of Impact for the life of the permit and subsequent certificate(s). Regulation of the use and/or cancellation of the permit, or subsequent certificate(s) will occur if the required mitigation is not maintained.
- D. The permittee shall provide additional mitigation if the Department determines that average annual consumptive use of the subject appropriation has increased beyond the originally mitigated amount.
- E. If mitigation is from a secondary right for stored water from a storage project not owned or operated by the

permittee, the use of water under this right is subject to the maintenance and terms and conditions of a valid contract or satisfactory replacement, with the owner/operator of the storage project, a copy of which must be on file in the records of the Water Resources Department.

- F. Failure to comply with these mitigation conditions shall result in the Department regulating the ground water permit, or subsequent certificate(s), proposing to deny any permit extension application for the ground water permit, and proposing to cancel the ground water permit, or subsequent certificate(s).

Use of water under authority of this permit may be regulated if analysis of data available after the permit is issued discloses that the appropriation will measurably reduce the surface water flows necessary to maintain the free-flowing character of a scenic waterway in quantities necessary for recreation, fish and wildlife in effect as of the priority date of the right, or as those quantities may be reduced subsequently. However, the use of ground water allowed under the terms of this permit will not be subject to regulation for Scenic Waterway flows, provided the required mitigation is maintained.

STANDARD CONDITIONS

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

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

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

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

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

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

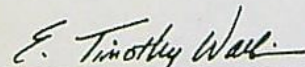
This permit is for the beneficial use of water without waste. The water user is advised that new regulations may require the use of best practical technologies or conservation practices to achieve this end.

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

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

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

Issued *APRIL 15 2016*



for Thomas M. Byler, Director
Water Resources Department

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

In the Matter of Cancellation of a Portion of a	)	
Perfected and Developed Water Right Certificate	)	CORRECTING SUPERSEDING
94958, in the name of The Tree Farm, LLC, and	)	FINAL ORDER
Offset of Impact for Permit G-17587, Deschutes	)	
County	)	

ORS 540.621 directs the Commission to enter an order canceling a water right whenever the owner of a perfected and developed water right certifies under oath to the Commission that the water right has been abandoned and the owner desires to cancel the right.

OAR 690-505-0610 (8) allows for the impact of use under a ground water permit application to be completely offset by a proposed voluntary cancellation of an existing ground water use subject to transfer, such that impact on surface waters from the new ground water use is the same as, or less than, impact on surface waters from the existing ground water use subject to transfer. The ground water permit application may be approved without additional mitigation once the proposed voluntary cancellation is complete.

Findings of Fact

1. On July 26, 2021, the Department received an affidavit from Kirk Schueler, president, on behalf of The Tree Farm, LLC., 409 NW Franklin Avenue, Bend, Oregon, 97703, stating The Tree Farm, LLC., is the legal holder of the water right evidenced by Certificate 94958, State Record of Water Right Certificates. The affidavit requests a portion of the rate authorized on the certificate be cancelled.
2. Certificate 94958 allows for the use of 0.78 cubic feet per second (cfs) of groundwater, from a well within the Deschutes Basin, for quasi-municipal use. The date of priority is January 30, 1995.
3. The portion of Certificate 94958 The Tree Farm, LLC., requests be canceled is for the use of 0.0659 cfs of groundwater from a well for quasi-municipal use with no reduction or change in the place of use authorized by the water right.
4. On October 6, 2021, the Department signed a Final Order that was mailed on October 7, 2021 and recorded at Special Order Volume 121, Pages 752-754, which in part, directed

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

the cancellation of a 0.0659 Cubic Foot per Second (CFS) portion of Certificate 94958 and the issuance of remaining right Certificate 95926 for 0.714 CFS.

5. This Correcting Superseding Final Order is being issued to correct the Final Order Special Order Volume 121, Pages 752-754. The rate on the remaining right should be 0.7141 CFS, not 0.714 [$0.78 - 0.0659 = 0.7141$]. This order also corrects a scrivener's error in Finding of Fact #7 of the original order. The mitigation obligation on Permit G-17587 is 35.1 Acre-Feet (AF) not 31.5 AF.

Evaluation of Offset of Impact for Groundwater Permit G-17587

6. A request has been submitted to use the voluntary cancellation of a portion of Certificate 94958 to offset a portion of the impact to surface water of Groundwater Permit G-17587, held by Bull Springs Ranch LLC, pursuant to OAR 690-505-0610 (8) under the Deschutes Ground Water Mitigation Rules.
7. The voluntary cancellation of an existing ground water right subject to transfer may be used to offset the impact on surface water of a ground water permit issued under the Deschutes Basin Ground Water Mitigation Rules.
8. The impact to surface water of the existing ground water right to be cancelled must be the same or greater than the impact to surface water flows of the permit. The amount of impact of a groundwater permit issued under the Deschutes Ground Water Mitigation Rules to surface water flows is the consumptive portion (mitigation obligation) of the groundwater use. Offset of the impact must occur in the same zone of impact identified by the Department in the permit.
9. Permit G-17587 allows the appropriation of 0.24 Cubic Feet per Second (CFS) for irrigation. This permit also has a mitigation obligation of 35.1 AF in the General Zone of Impact.
10. Certificate 94958 allows the diversion of up to 0.78 CFS from a well for quasi-municipal use. This right does not have an annual volume limit.
11. On behalf of The Tree Farm, LLC, Kirk Schueler, president, requested to voluntarily cancel a 0.0659 portion of Certificate 94958 in exchange for Bull Springs Ranch, LLC receiving 19.08 AF of offset for its use of groundwater for irrigation under Permit G-17587.
12. The Department has determined that the wells authorized under Certificate 94958 and Permit G-17587 impact surface water flows in the same zone of impact, being the General Zone of Impact.
13. The voluntary cancellation of 0.0659 CFS is equivalent to a maximum of 47.71 AF annually. The amount of offset generated by the voluntary cancellation of an existing

groundwater right is the consumptive portion of the existing use. The consumptive portion of 47.71 AF is 19.08 AF (40% of the maximum volume of use).

14. Based upon evaluation of the request to use the voluntary cancellation of a portion of Certificate 94958 to offset a portion of the impact to surface water of Permit G-17587, the Department has determined that Certificate 94958 impacts surface water in the same zone of impact as Permit G-17587 and would offset 19.08 AF of the impact of Permit G-17587.

Conclusions of Law

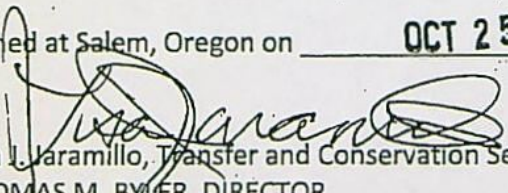
The Director of the Water Resources Department concludes that a portion of the right evidenced by Water Right Certificate 94958 shall be cancelled in accordance with the provisions of ORS 540.621.

The cancellation of a portion of Certificate 94958 results in the offset of a portion of the impact (mitigation obligation) of Permit G-17587 pursuant to OAR 690-505-0610 (8).

Now, therefore, it is ORDERED:

1. The order entered at Special Order Volume 121, Pages 752 to 754 is withdrawn and of no further force and effect and is superseded by this order.
2. Certificate 94958 is cancelled.
3. Certificate 95926 is cancelled and superseded. The Department shall issue Certificate 96026, to describe the remaining 0.7141 CFS portion of the perfected and developed water right NOT canceled by the provisions of this order.
4. The cancellation of a 0.0659 CFS portion of Certificate 94958, as described herein, offsets 19.08 AF of the impact (mitigation obligation) of Permit G-17587 in the General Zone of Impact.

Signed at Salem, Oregon on OCT 25 2021


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

Mailing Date: OCT 26 2021

Watermaster Review Form: Water Right Transfer



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

Transfer Application: T-13788

Review Due Date: 09/30/2021

Applicant Name: Todd Taylor

Proposed Changes: ☒ POU ☐ POD ☐ POA ☐ USE ☐ OTHER

Reviewer(s): Giffin

Date of Review: 09/01/2021

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:
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. For POU changes that involve micro-irrigation: ☒ N/A

- a. Has the applicant made changes (absent a transfer) to convert to micro-irrigation within the current place of use boundary of the water right proposed for transfer, and previously demonstrated to the Department through monitoring and site inspections by the Watermaster that the proposed transfer will not result in injury or enlargement?

☐ Yes ☐ No If "Yes", explain:

- b. Has a temporary transfer of this nature been previously filed and approved on the same lands (or portions thereof) as those lands involved in this transfer?

☐ Yes ☒ No If "Yes", answer the following:

- i. Were there any problems with more acres being irrigated (or wetted) than were authorized under the temporary transfer? ☐ Yes ☐ No If "Yes", explain:

- ii. Did the designated areas that were to remain dry (or not wetted) under the temporary transfer actually remain dry? ☐ Yes ☐ No If "No", explain:

- iii. Did the applicant comply with and meet all of the conditions of the temporary transfer? ☐ Yes ☐ No If "No", explain:

- iv. Do you have any other observations regarding the temporary transfer? ☐ Yes ☐ No If "Yes", describe:

- v. Did the applicant demonstrate to the Department through monitoring and site inspections by the Watermaster that neither injury nor enlargement occurred as a result of the temporary transfer? ☐ Yes ☐ No If "No", explain:

- c. To the best of your knowledge, if this transfer is approved, does it appear that:

- i. "Injury" will occur to other water rights that share the same source? ☐ Yes ☒ No If "Yes", explain:

- ii. "Enlargement" of the water right being transferred will occur? ☐ Yes ☒ No If "Yes", explain:

12. 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:

13. What alternatives may be available for addressing any issues identified above:

14. 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 and provided below:

☐ For POU changes that involve micro-irrigation, provide the monitoring and reporting conditions necessary to prevent injury/enlargement:

☐ 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 4)

*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 ☐ with the exception that water rights issued to the Bureau of Reclamation or an irrigation district (or similar entity) are not subject to this condition.*

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 4)

*a. Before water use may begin under this order, the water user shall install **staff gages***, or, with prior approval of the Director, other suitable measuring devices, that measure the entire range and stage between empty and full in each reservoir. Staff gages shall be United States Geological Survey style.*

b. Before water use may begin under this order, if the reservoir is located in channel, weirs or other suitable measuring devices must be installed upstream and downstream of the reservoir, and, an adjustable outlet valve must be installed. The water user shall maintain such devices in good working order. A written waiver may be obtained, if in the judgment of the Director, the installation of weirs or other suitable measuring devices, or the adjustable outlet valve, will provide no public benefit.

* The following alternative device(s) should be substituted for the bold, underlined device in the above selected condition:

☐ Weir
☐ Parshall Flume
☐ Other: _____

☐ Submerged Orifice
☐ Flow Restrictor

Oregon Water Resources Department

Measurement Condition Information for the Applicant

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

Transfer #: T- 13788



In order to avoid enlargement of the right or injury to other rights, a Totalizing flowmeter 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: Jeremy Giffin

District: 11

Address: 231 SW Scalehouse Lp STE 103

City/State/Zip: Bend, OR 97702

Phone: 541-306-6885

Email: Jeremy.T.Giffin@Oregon.gov

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

Approval of an Alternate Measurement Device

T-

(to be filled out after consultation with the applicant, or after a site visit)

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

Watermaster signature

District

Date

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

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



Oregon
Kate Brown, Governor

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

August 31, 2021

BULLSPRINGS RANCH LLC
TODD TAYLOR
18500 BULLSPRINGS RD
BEND, OR 97703

Reference: Application T-13788

On July 31, 2021, OWRD received your water right Permit Amendment Application. The application was accompanied by \$1360.00. Our receipt number 136022 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.

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 in the new place of use until a final order approving the application has been issued by the Department.

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

If you have any questions, please contact the Transfer Section at (503) 986-0815.

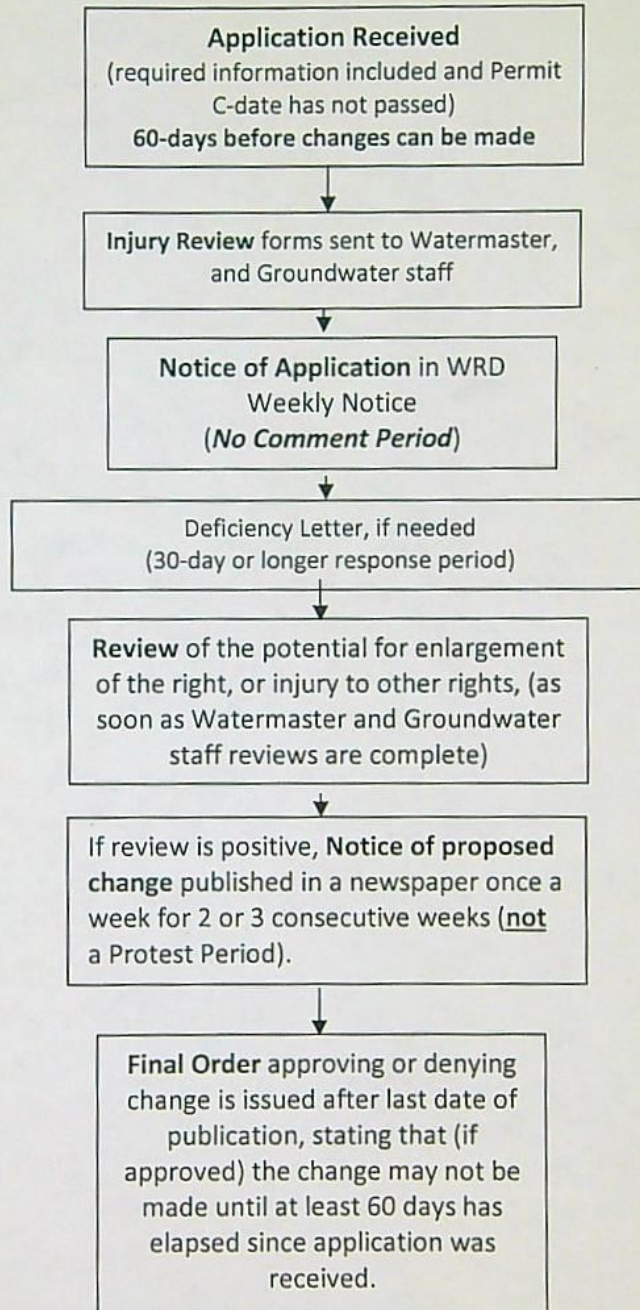
Cc: Watermaster Dist. #11, Jeremy T. Giffin (via email)
Deschutes County Planning
Bruce Brody-heine, Agent

Enclosure

Permit Amendment Process

ORS 537.211

Changes: POD/POA, Place of Use





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

Application for Permit Amendment

Part 1 of 5 – Minimum Requirements Checklist

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

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

RECEIVED

JUL 30 2021

OWRD

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

- ☒ Part 1 – Completed Minimum Requirements Checklist.
- ☒ Part 2 – Completed Application Map Checklist.
- ☒ Part 3 – Application Fee, payable by check to the Oregon Water Resources Department, and completed Fee Worksheet, page 3. Try the new online fee calculator at: http://apps.wrd.state.or.us/apps/misc/wrd_fee_calculator. If you have questions, call Customer Service at (503) 986-0801.
- ☒ Part 4 – Completed Applicant Information and Signature.
- ☒ Part 5 – Information about Permits to be Amended: **Number of permits to be amended: 1**
List the Permits here: G-17587 (Attachment A)
Please include a separate Part 5 for each permit. (See instructions on page 6)
- ☒ Completed Permit Amendment Application Map (Does not have to be prepared by a Certified Water Right Examiner). **(Attachment B)**
- ☐ ☒ N/A Request for Assignment Form and statutory fee. The request for assignment form has to be completed if the applicant is **not** the permit holder of record and needs to be assigned to the permit; **or** the landowner of the proposed place of use is **not** the permit holder of record and needs to be assigned to the permit (the Request for Assignment Form is available online at <https://www.oregon.gov/OWRD/Forms/Pages/default.aspx>). Assignment is not needed if the applicant is the permit holder of record.
- ☐ ☒ N/A Affidavit(s) of Consent are required from all permit holder(s) of record if the permit is not assigned to the applicant **or** other permit holders of record that are not listed as applicants.
- ☒ ☐ N/A Oregon Water Resources Department's Land Use Information Form with approval and signature (or signed land use form receipt stub) from each local land use authority in which water is to be diverted, conveyed, and/or used. Not required if water is to be diverted, conveyed, and/or used only on federal lands or if **all** of the following apply: a) a change in place of use only, b) no structural changes, c) the use of water is for irrigation only, and d) the use is located within an irrigation district or an exclusive farm use zone. **(Attachment C)**
- ☒ ☐ N/A Water Well Report/Well Log for changes in point(s) of appropriation (well(s)) or additional point(s) of appropriation. **(Attachment D)**
- ☐ ☒ 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 feet from the surface water source and more than 1000 feet upstream or downstream from the point of diversion. (ORS 540.531(2) or (3)).

(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: ____/____/____

Part 2 of 5 – Permit Amendment Map Checklist

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

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

RECEIVED

JUL 30 2021

OWRD

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

Part 3 of 5 – Fee Worksheet

FEE WORKSHEET for PERMIT AMENDMENT			
1	Base Fee (includes one type of change to one permit for up to 1 cfs)	1	\$1,360
2	Types of change proposed: ☒ Place of Use ☐ Point of Diversion/Appropriation Number of above boxes checked = <u>1 (2a)</u> Subtract 1 from the number in line 2a = <u>0 (2b)</u> <i>If only one change, this will be 0</i> Multiply line 2b by \$930 and enter » » » » » » » » » » » » » » » »	2	0
3	Number of permits included in Permit Amendment <u>1 (3a)</u> Subtract 1 from the number in 3a: <u>0 (3b)</u> <i>If only one permit this will be 0</i> Multiply line 3b by \$520 and enter » » » » » » » » » » » » » » » »	3	0
4	Do you propose to add or change a well, or change from a surface water POD to a well? ☒ No: enter 0 » ☐ Yes: enter \$410 »	4	0
5	Do you propose to change the place of use? ☐ No: enter 0 on line 5 » ☒ Yes: enter the cfs for the portions of the permits to be amended (see example below*): <u>0.13 (5a)</u> Subtract 1.0 from the number in 5a above: <u>0 (5b)</u> If 5b is 0, enter 0 on line 5 » If 5b is greater than 0, round up to the nearest whole number: <u>0 (5c)</u> and multiply 5c by \$350, then enter on line 5 » » » » » » » » » » » » » » » »	5	0
6	Add entries on lines 1 through 5 above » » » » » » » » » » Subtotal:	6	\$1,360
7	Is this permit amendment: ☐ necessary to complete a project funded by the Oregon Watershed Enhancement Board (OWEB) under ORS 541.932? ☐ endorsed in writing by ODFW as a change that will result in a net benefit to fish and wildlife habitat? If one or more boxes is checked, multiply line 6 by 0.5 and enter on line 7 » If no box is applicable, enter 0 on line 7 » » » » » » » » » » » » » » » »	7	0
8	Subtract line 7 from line 6 » » » » » » » » » » Permit Amendment Fee:	8	\$1,360

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

1. For irrigation calculate cfs for each permit involved as follows:
 - a. Divide total authorized cfs by total acres in the permit (*for S-12345, 1.25 cfs ÷ 100 ac*); then multiply by the number of acres to be changed to get the application cfs (*x 45 ac = 0.56 cfs*).
 - b. If the water right permit does not list total cfs, but identifies the allowable use as 1/40 or 1/80 of a cfs per acre; multiply number of acres proposed for change by either 0.025 (1/40) or 0.0125 (1/80). (*For S-87654, 45.0 ac x 0.0125 cfs/ac = 0.56 cfs*)
2. Add cfs for the portions of permits on all the land included in the application; however **do not count cfs for supplemental permits on acreage for which you have already calculated the cfs fee for the primary permit on the same land**. The fee should be assessed only once for each “on the ground” acre included in the application. (*In this example, blank 5a would be only 0.56 cfs, since both permits serve the same 45.0 acres. Blank 5b would be 0 and Line 5 would then also become 0*).

Part 4 of 5 – Applicant Information and Signature

Applicant Information

APPLICANT/BUSINESS NAME Bull Springs Ranch, LLC, Attn: Todd Taylor			PHONE NO. 541-382-5188	ADDITIONAL CONTACT NO.
ADDRESS 18500 Bull Springs Rd.			FAX NO.	
CITY Bend	STATE OR	ZIP 97703	E-MAIL tmt@taylordevelopment.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.				

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

AGENT/BUSINESS NAME GSI Water Solutions, Inc. Attn: Bruce Brody-Heine			PHONE NO. 971-200-8519	ADDITIONAL CONTACT NO.
ADDRESS 147 SW Shevlin Hixon Dr. #201			FAX NO.	
CITY Bend	STATE OR	ZIP 97702	E-MAIL bbheine@gsiws.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 permit amendment; and why:
Permit G-17587 authorizes irrigation of 19.51 acres. The Applicant is proposing to change the location of a 10.6-acre (0.133 cfs) portion of the place of use authorized under Permit G-17587. The applicant also proposes to voluntarily cancel an 8.91-acre (0.107 cfs) portion of Permit G-17587 concurrently with the issuance of the final order approving this proposed permit amendment for Permit G-17587.

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

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

Is the applicant the permit holder of record? ☒ Yes ☐ No

If NO, include either:

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

Has the Completion ("C") Date of the permit(s) in this application expired? ☐ Yes ☒ No

If YES, this application will not be accepted by the Department.

If NO, what are the completion dates of the permit(s)? 10/1/2026

- If the permit completion date expires while the Permit Amendment Application is pending, the Department will not approve the Permit Amendment Application until an Extension of Time Application is approved for the permit.
- You may consider using the Reimbursement Authority process to expedite the processing of this Permit Amendment Application if the completion date of the permit expires within 6 months of the date of filing this application.

By my signature below, I confirm that I understand:

- Prior to Department approval of the permit amendment, I may be required to submit payment to the Department for publication of a notice in a newspaper with general circulation in the area where the permit is located, once per week for two consecutive weeks. If more than one qualifying newspaper is available, I suggest publishing the notice in the following newspaper: Bend Bulletin.

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

Applicant Signature

Todd Taylor, President

Print Name (and Title if applicable)

Date

7/26/21

Applicant Signature

Print Name (and Title if applicable)

Date

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Check one of the following:

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

Check the appropriate box, if applicable:

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

IRRIGATION DISTRICT NAME N/A	ADDRESS	
CITY	STATE	ZIP

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

ENTITY NAME N/A	ADDRESS	
CITY	STATE	ZIP



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

ENTITY NAME Deschutes County Community Development	ADDRESS 117 Lafayette Ave	
CITY Bend	STATE OR	ZIP 97703

ENTITY NAME	ADDRESS	
CITY	STATE	ZIP

ENTITY NAME	ADDRESS	
CITY	STATE	ZIP

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Part 5 of 5 – Water Use Permit Information

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

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PERMIT # G-17587

JUL 30 2021

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

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POD/POA Name or Number	Is this POD/POA Authorized by the permit or is it Proposed?	If POA, OWRD Well Log ID# (or Well ID Tag # 1-)	Twp	Rng	Sec	¼ ¼	Tax Lot, DLC or Gov't Lot	Measured Distances (from a recognized survey corner)
Well 1	☒ Authorized ☐ Proposed	DESC 54048	17 S	11 E	22	NE SW	2735	2,465 feet North and 1,500 feet East from SW corner Section 22
Well 2	☒ Authorized ☐ Proposed	DESC 54049	17 S	11 E	22	SE SW	2736	445 feet North and 2,240 feet East from SW corner Section 22
	☐ Authorized ☐ Proposed							

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

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

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

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

For a change in place of use:

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

☒ Yes ☐ No

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

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

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

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

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

Table 2. Description of Changes to Water Use Permit # G-17587

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	Acre(s) (if applicable)	POD(s) or POA(s) (name or number from Table 1)	Priority Date	Twp	Rng		Sec	¼	¼	Tax Lot	Gvt Lot or DLC	Acre(s) (if applicable)	POD(s) or POA(s) to be used (from Table 1)	Priority Date					
EXAMPLE																									
2	S	9	E	15	NE	NW	100		15.0	POD #1 POD #2		POU/POD	2	S	9	E	15	NW	NW	100	1	10.0	POD #5		
"	"	"	"	"	"	"	"	"	EXAMPLE	"		"	2	S	9	E	15	SW	NW	200		5.0	POD #6		
17	S	11	E	22	NW	SW	2722		9.55	Well 1 & Well 2	8/14/2008	POU	17	S	11	E	22	NE	SW	2735		2.46	Well 1 & Well 2	8/14/2008	
17	S	11	E	22	NE	SW	2735		0.52			POU	17	S	11	E	22	NE	SW	2736		4.37			
17	S	11	E	22	NE	SW	2736		0.53			POU	17	S	11	E	22	SE	SW	2736		3.77			
TOTAL ACRES									10.6				TOTAL ACRES									10.6			

Additional remarks: The applicant is proposing to move a 10.6-acre (0.133 cfs) portion of the 19.51 acres of irrigation authorized under Permit G-17587. The applicant also proposes to cancel an 8.91-acre (0.107 cfs) portion of Permit G-17587 concurrently with the issuance of the final order for this proposed permit amendment for Permit G-17587, as shown in Attachment B – Application Maps.

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

If YES, list the other certificate, permit, or ground water registration numbers: _____



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

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

N/A - See Attachment D for Well Logs

- ☒ 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

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Attachment A

Permit G-17587

Application for a Permit Amendment - Bull Springs Ranch, LLC

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STATE OF OREGON

COUNTY OF DESCHUTES

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

BULLSPRINGS RANCH, LLC
18500 BULLSPRING RD
BEND, OR 97703

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

APPLICATION FILE NUMBER: G-17093

SOURCE OF WATER: WELL 1 (DESC 54048) AND WELL 2 (DESC 54049) IN TUMALO CREEK BASIN

PURPOSE OR USE: IRRIGATION OF 19.51 ACRES

MAXIMUM RATE: 0.24 CUBIC FOOT PER SECOND

PERIOD OF USE: APRIL 1 THROUGH NOVEMBER 1

DATE OF PRIORITY: AUGUST 14, 2008

WELL LOCATIONS:

WELL 1 (DESC 54048): NE $\frac{1}{4}$ SW $\frac{1}{4}$, SECTION 22, T17S, R11E, W.M.;
2465 FEET NORTH AND 1500 FEET EAST FROM SW CORNER, SECTION 22

WELL 2 (DESC 54049): SE $\frac{1}{4}$ SW $\frac{1}{4}$, SECTION 22, T17S, R11E, W.M.;
445 FEET NORTH AND 2240 FEET EAST FROM SW CORNER, SECTION 22

The amount of water used for irrigation under this right, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second and 3.0 acre-feet for each acre irrigated during the irrigation season of each year.

THE PLACE OF USE IS LOCATED AS FOLLOWS:

NE $\frac{1}{4}$ SW $\frac{1}{4}$ 1.05 ACRES
NW $\frac{1}{4}$ SW $\frac{1}{4}$ 18.46 ACRES
SECTION 22
TOWNSHIP 17 SOUTH, RANGE 11 EAST, W.M.

Application G-17093 Water Resources Department

PERMIT G-17587

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Measurement, recording and reporting conditions:

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

Ground Water Mitigation Conditions:

- A. Mitigation Obligation: 35.1 acre-feet of mitigation water in the General Zone of Impact.
- B. Mitigation Source: 31.5 mitigation credits from a chartered mitigation bank, or suitable replacement mitigation that meets the requirements of OAR 690-505-0610 within the General Zone of Impact.
- C. Mitigation water must be legally protected instream in the General Zone of Impact for the life of the permit and subsequent certificate(s). Regulation of the use and/or cancellation of the permit, or subsequent certificate(s) will occur if the required mitigation is not maintained.
- D. The permittee shall provide additional mitigation if the Department determines that average annual consumptive use of the subject appropriation has increased beyond the originally mitigated amount.

- E. If mitigation is from a secondary right for stored water from a storage project not owned or operated by the

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PAGE 3

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permittee, the use of water under this right is subject to the maintenance and terms and conditions of a valid contract or satisfactory replacement, with the owner/operator of the storage project, a copy of which must be on file in the records of the Water Resources Department.

- F. Failure to comply with these mitigation conditions shall result in the Department regulating the ground water permit, or subsequent certificate(s), proposing to deny any permit extension application for the ground water permit, and proposing to cancel the ground water permit, or subsequent certificate(s).

Use of water under authority of this permit may be regulated if analysis of data available after the permit is issued discloses that the appropriation will measurably reduce the surface water flows necessary to maintain the free-flowing character of a scenic waterway in quantities necessary for recreation, fish and wildlife in effect as of the priority date of the right, or as those quantities may be reduced subsequently. However, the use of ground water allowed under the terms of this permit will not be subject to regulation for Scenic Waterway flows, provided the required mitigation is maintained.

STANDARD CONDITIONS

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

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

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

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

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

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

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

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

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

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

Issued *APRIL 15 2016*

E. Timothy Wall

for Thomas M. Byler, Director
Water Resources Department

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Attachment B

Application Map

Application for a Permit Amendment – Bull Springs Ranch, LLC

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Attachment D

Well Logs DESC 54048 and DESC 54049

Application for a Permit Amendment – Bull Springs Ranch, LLC

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

WELL I.D. # L. 34650
START CARD # 131779

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

(1) OWNER: Well Number 2
Name HAP TAYLOR
Address P O BOX 83
City BEND State OR Zip 97708

(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 535 ft.
Explosives used ☐ Yes ☒ No Type --- Amount ---

HOLE

SEAL

Diameter	From	To	Material	From	To	Sacks or pounds
12	0	18	BENTONITE	0	18	26 sacks
8	18	550				

How was seal placed: Method ☐ A ☐ B ☐ C ☐ D ☐ E
☒ Other POURED DOWN DRY

Backfill placed from --- ft. to --- ft. Material ---
Gravel placed from --- ft. to --- ft. Size of gravel ---

(6) CASING/LINER:

Diameter	From	To	Gauge	Steel	Plastic	Welded	Threaded
Casing: 8	+2	-23	250	☒	☐	☒	☐
Liner: 6	-1	535	188	☒	☐	☒	☐

Final location of shoe(s) NO SHOE USED

(7) PERFORATIONS/SCREENS:

☒ Perforations Method MACHINE CUT
☐ Screens Type SLOT Material STEEL

From	To	Slot size	Number	Diameter	Tele/pipe size	Casing	Liner
355	375	1/2" x 6	248	6	---	☐	☒
435	455	1/2" x 6	248	6	---	☐	☒
515	535	1/2" x 6	248	6	---	☐	☒

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

☐ Pump ☐ Bailer ☒ Air ☐ Flowing
Yield gal/min 50 Drawdown 0 Drill stem at 548 Time 1 hr.
surging

Temperature of water 49° 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 DESCHUTES Latitude --- Longitude ---
Township 17 N or S Range 11 E or W. WM.
Section 21 SW 1/4 SW 1/4
Tax Lot 4300 Lot --- Block --- Subdivision ---
Street Address of Well (or nearest address) BULL SPRINGS TREE FARM

(10) STATIC WATER LEVEL:

351 ft. below land surface. Date 8/1/01
Artesian pressure --- lb. per square inch. Date ---

(11) WATER BEARING ZONES:

Depth at which water was first found 480

From	To	Estimated Flow Rate	SWL
480	550	75+ GPM	351

(12) WELL LOG:

Ground Elevation ---

Material	From	To	SWL
SOIL & LAVA	0	8	
GREY LAVA	8	45	
TAN CONG	45	115	
TAN SS CONG	115	170	
RED SS CONG	170	220	
BROWN SS	220	295	
FRACTURED LAVA	295	315	
RED CONG	315	340	
TAN CONG	340	410	
VESICULAR GRAVELS	410	480	
FRACTURED BASALT	480	550	351

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WATER RESOURCES DEPT.
SALEM, OREGON

Date started 7/30/01 Completed 8/01/01

(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 1556

Signed Sanjiv Sanjiv Date 8/10/01

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Attachment E

Affidavit for Cancellation and Deed with Property Legal Description

Application for a Permit Amendment – Bull Springs Ranch, LLC

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AFFIDAVIT FOR THE PARTIAL CANCELLATION OF A WATER USE PERMIT

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State of Oregon)
) ss
County of Deschutes)

I, Todd Taylor, being first duly sworn, depose and say as follows:

1. I am the President of Bull Springs Ranch, LLC; address: 18525 Bull Springs Road, Bend, OR 97703, telephone: 541-382-5188.
2. Bull Springs Ranch, LLC is the legal holder of Permit G-17587. Permit G-17587 authorizes the use of up to 0.24 cubic feet per second (cfs) of groundwater for irrigation of 19.51 acres.
3. The authorized place of use and point of appropriation for Permit G-17587 are described in the attached map. The authorized place of use consists of land owned only by Bull Springs Ranch LLC, as described in the attached deed.
4. Permit G-17587 is not located within or served by any irrigation, drainage, water improvement, or water control district, or federal reclamation project.
5. Bull Springs Ranch voluntarily cancels an 8.91 acre (0.107 cfs) portion of Permit G-17587 concurrently with issuance of a final order approving a permit amendment to change the authorized place of use for the remaining 10.6 acre (0.133 cfs) portion of Permit G-17587. This voluntary partial cancellation is void if Bull Springs Ranch does not concurrently receive a final order approving a permit amendment for Permit G-17587.
6. I request the portion of the water use permit described above be partially canceled concurrently with Bull Springs Ranch receiving a final order approving the permit amendment for Permit G-17587 described above.

Todd Taylor, President

Date _____

7/26/2

Subscribed and Sworn to Before Me this 26th day of July, 2021.



London Stewart

Notary Public for Oregon

My Commission Expires 6-16-2023

ATTACHMENTS:

- 1) A deed that lists the landowner and includes a legal description of affected lands, and

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ORIGINAL INSTRUMENT

WARRANTY DEED

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Unless a change is requested,
all tax statements shall be sent to
Grantee at the following address:
SAME AS PREVIOUS

After recording, this Deed
shall be delivered to:
DANIEL C RE
747 SW MILL VIEW WAY
BEND OR 97702

DESCHUTES COUNTY OFFICIAL RECORDS
NANCY BLANKENSHIP, COUNTY CLERK

2012-52511



\$53.00

00871283201200525110040042

12/28/2012 03:27:01 PM

D-D Cnt=1 Stn=1 BN
\$20.00 \$11.00 \$16.00 \$10.00 \$6.00

The true consideration for this transfer is \$NONE.

4
TODD M. TAYLOR and LORRI D. TAYLOR, Grantor, conveys and warrants to BULL
SPRINGS RANCH, LLC, an Oregon Limited Liability Company, Grantee, the following described
real property located in Deschutes County, Oregon:

See Exhibit "A" Attached Hereto

SUBJECT TO all exceptions to coverage contained in grantor's policy or policies of title
insurance insuring grantor's title to the subject property, if grantor has any such policy or policies
of title insurance in effect, and if not, subject to all encumbrances, easements and restrictions
of record and which an accurate survey or inquiry of parties in possession of the property would
disclose.

The liability and obligations of Grantor to Grantee and Grantee's heirs and assigns under the
warranties and covenants contained in this deed or provided by law shall be limited to the amount,
nature, and terms of any right of indemnification available to Grantor under any title insurance
policy, and Grantor will have no liability or obligation except to the extent that reimbursement for
such liability or obligation is available to Grantor under any title insurance policy. The limitations
contained in this paragraph specifically do not relieve Grantor of any liability or obligations under
this instrument, but merely define the scope, nature, and amount of the liability of obligations.

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, AND 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, AND 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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DATED December 28th 2012

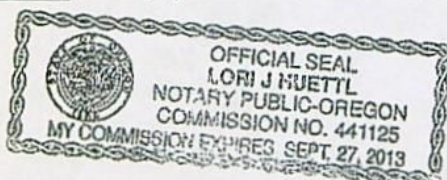
TODD M. TAYLOR

LORRI D. TAYLOR

OWRD

STATE OF OREGON, County of Deschutes, ss:

The foregoing instrument was acknowledged before me this 28 day of Dec, 2012, by TODD M. TAYLOR.



Notary Public for Oregon

STATE OF OREGON, County of Deschutes, ss:

The foregoing instrument was acknowledged before me this 28 day of Dec, 2012, by LORRI D. TAYLOR.



Notary Public for Oregon

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EXHIBIT "A"
LEGAL DESCRIPTION

Parcel One (1) of Partition Plat 2002-90, PP2-369 recorded December 23, 2002, Deschutes County, Oregon.

EXCEPTING THEREFROM:

A portion of Parcel 1, Partition Plat No. 2002-90, as recorded December 23, 2002, in Partition Plat Cabinet 2, Page 369 in the office of the Deschutes County Clerk, located in a portion of the north one-half of Section Twenty-two (22), Township Seventeen (17) South, Range Eleven (11) East, Willamette Meridian, Deschutes County, Oregon, being more particularly described as follows:

Commencing at the southwest corner of the northeast one-quarter of the southwest one-quarter of the northwest one-quarter (NE1/4SW1/4NW1/4) of said Section 22; thence along the northerly boundary of said Parcel 1, North 89°55'05" East a distance of 167.34 feet to the True Point of Beginning; thence continuing along said Parcel One (1) boundary the following three (3) courses:

North 89°55'05" East a distance of 1815.06 feet;
North 89°52'55" East a distance of 1321.24 feet;
South 00°13'35" West a distance of 335.46 feet;

thence leaving said boundary, continuing South 00°13'35" West a distance of 9.81 feet to the northerly 33.00 foot road easement right-of-way, described as Exhibit 6, in instrument recorded June 26, 2001 in Volume 2001 Page 30658, Deschutes County Official Records; thence South 87°01'53" West a distance of 51.72 feet; thence South 71°16'13" West a distance of 74.68 feet; thence South 68°35'34" West a distance of 180.92 feet; thence South 69°12'37" West a distance of 45.72 feet; thence North 20°47'23" West a distance of 54.17 feet; thence 338.81 feet along the arc of a tangent curve to the left with a radius of 233.00 feet, the chord of which bears North 62°26'51" West for a distance of 309.74 feet; thence 1366.22 feet along the arc of a reverse curve to the right with a radius of 2897.00 feet, the chord of which bears South 89°24'18" West for a distance of 1353.59 feet; thence 785.35 feet along the arc of a reverse curve to the left with a radius of 2533.00 feet, the chord of which bears North 85°58'01" West for a distance of 782.20 feet; thence 379.65 feet along the arc of a reverse curve to the right with a radius of 367.00 feet, the chord of which bears North 65°12'49" West for a distance of 362.95 feet; thence North 35°34'40" West a distance of 76.03 feet to the point of beginning, the terminus of this description.

TOGETHER WITH:

A parcel of land located in a portion of the Northeast One-quarter of the Southwest One-quarter of the Northwest One-quarter (NE1/4SW1/4NW1/4) of Section Twenty-two (22), Township Seventeen (17) South, Range Eleven (11) East, Willamette Meridian, Deschutes County, Oregon, being more particularly described as follows:

Beginning at the Southwest corner of that parcel of land described in Warranty Deed to Dieter Mees and Eva Mees recorded March 15, 2002, in Volume 2002, Page 14581, Deschutes County Official Records; thence along the West line of said property North 00°15'48" East, a distance of 119.95 feet; thence leaving said West line South 35°34'40" East, a distance of 147.33 feet to the South line of said property; thence along said South line South 89°55'05" West, a distance of 86.27 feet to the point of beginning, the terminus of this description.

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ALSO TOGETHER WITH:

A parcel of land located in a portion of Parcel 2 of Partition Plat 2002-90 as recorded in the County Clerk's Office on December 23, 2002 in a portion of the Northeast Quarter of the Northwest Quarter (NE1/4NW1/4) of Section Twenty-two (22), Township Seventeen (17) South, Range Eleven (11), East of the Willamette Meridian, Deschutes County, Oregon, being more particularly described as follows:

Beginning at a point which bears South 55°51'25" East, a distance of 912.26 feet from the North one-quarter corner of said Section 27; thence along the West line and North line of said Parcel 2 the following two courses and one curve:

North 12°01'55" West, a distance of 406.19 feet;
125.03 feet along the arc of a tangent curve to the left with a radius of 320.00 feet, the chord of which bears North 23°13'30" West for a distance of 124.24 feet;
North 89°57'44" East, a distance of 595.74 feet;

Thence 736.44 feet along a non-tangent curve to the left with a radius of 590.00 feet, the chord of which bears South 42°04'34" West, a distance of 689.55 feet to the point of beginning, the terminus of this description.

EXCEPTING THEREFROM:

A parcel of land located in a portion of Parcel 1 of Partition Plat 2002-90 in a portion of the Southwest One-quarter of the Southeast One-quarter (SW1/4SE1/4) of Section Twenty-two (22), Township Seventeen (17) South, Range Eleven (11), East of the Willamette Meridian, Deschutes County, Oregon, being more particularly described as follows:

Beginning at a point which bears North 61°00'13" East, a distance of 1135.90 feet from the South one-quarter corner of said Section 22; thence along the East line and South line of said Parcel 1 the following two courses:

South 00°13'24" West, a distance of 550.10 feet;
South 89°58'09" West, a distance of 381.13 feet;

Thence 713.27 feet along a non-tangent curve to the left with a radius of 590.00 feet, the chord of which bears North 34°51'24" East, a distance of 670.62 feet, to the point of beginning, the terminus of this description.

FURTHER EXCEPTING THEREFROM that portion dedicated to the public for roadway and utility purposes recorded September 15, 2006, in Volume 2006, Page 62934 and Volume 2006, Page 62935, Official Records.

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Attachment F

Extension of Time – Final Order

Application for a Permit Amendment – Bull Springs Ranch, LLC

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Oregon Water Resources Department
Water Right Services Division

Application for Extension of Time

In the Matter of the Application for an Extension of Time)
for Permit G-17587, Water Right Application G-17093, in) FINAL
the name of Bullsprings Ranch, LLC) ORDER

Permit Information

Application: G-17093
Permit: G-17587
Basin: 5 – Deschutes / Watermaster District 11
Date of Priority: August 14, 2008
Source of Water: Well 1 (DESC 54048) and Well 2 (DESC 54049) in Tumalo Creek Basin
Purpose of Use: Irrigation use on 19.51 Acres
Maximum Rate: 0.24 cubic foot per second(cfs)

This Extension of Time request is being processed in accordance with Oregon Revised Statute 537.630 and 539.010(5), and Oregon Administrative Rule Chapter 690, Division 315.

Appeal Rights

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.

Application History The permit specified completion of construction and complete application of water to beneficial use by April 15, 2021. On March 22, 2021, Bullsprings Ranch, LLC submitted an Application for Extension of Time for Permit G-17587. In accordance with OAR 690-315-0050(2), on May 25, 2021, the Department issued a Proposed Final Order proposing to extend the time to complete construction to October 1, 2026, and the time to fully apply water to beneficial use to October 1, 2026. The protest period closed July 9, 2021, in accordance with OAR 690-315-0060(1).

FINDINGS OF FACT

The Department adopts and incorporates by reference the findings of fact in the Proposed Final Order dated May 25, 2021.

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At time of issuance of the Proposed Final Order the Department concluded that, based on the factors demonstrated by the applicant, any comments received, and information within the file, the permit may be extended subject to the following conditions:

LIMITATIONS AND CONDITIONS

1. **Permit Amendment Condition**

The permit holder shall submit an application for a permit amendment within six months from the date of the Final Order on the Extension of Time.

2. **Checkpoint Condition**

The permit holder must submit a completed Progress Report Form to the Department by **October 1, 2024. A form will be enclosed with your Final Order.**

- (a) At each checkpoint, the permit holder shall submit and the Department shall review evidence of the permit holder's diligence towards completion of the project and compliance with terms and conditions of the permit and extension. If, after this review, the Department determines the permit holder has not been diligent in developing and perfecting the water use permit, or complied with all terms and conditions, the Department shall modify or further condition the permit or extension to ensure future compliance, or begin cancellation proceedings on the undeveloped portion of the permit pursuant to ORS 537.260 or 537.410, or require submission of a final proof survey pursuant to ORS 537.250;
- (b) The Department shall provide notice of receipt of progress reports in its weekly notice and shall allow a 30 day comment period for each report. The Department shall provide notice of its determination to anyone who submitted comments.

continued on following page

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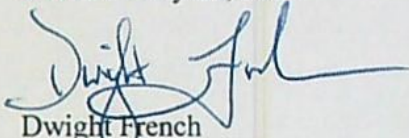
CONCLUSION OF LAW

The applicant has demonstrated good cause for the permit extension pursuant to ORS 537.630, 539.010(5) and OAR 690-315-0040(2).

ORDER

The extension of time for Application G-17093, Permit G-17587, therefore, is approved subject to conditions contained herein. The deadline for completing construction is extended from April 15, 2021, to October 1, 2026. The deadline for applying water to full beneficial use within the terms and conditions of the permit is extended from April 15, 2021, to October 1, 2026.

DATED: July 23, 2021



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

-
- If you have any questions about statements contained in this document, please contact the Permit Extension Specialist at (503) 986-0802.
 - If you have other questions about the Department or any of its programs, please contact our Water Resources Customer Service Group at (503) 986-0900
-



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

Extension of Time
Progress Report Form
For Checkpoints

TO THE DIRECTOR OF THE OREGON WATER RESOURCES DEPARTMENT

Permit Holder: Bullsprings Ranch, LLC

Application G-17093

Permit G-17587

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Progress Report for 2024

Report Due no later than October 1, 2024

DO NOT SUBMIT PRIOR TO 30 DAYS BEFORE DUE DATE

As authorized in ORS 690-315-0050(6), this progress report is required in order to ensure diligence is exercised in the development and perfections of Permit G-17587.

DATES	LIST ALL WORK ACCOMPLISHED and FINANCIAL INVESTMENTS For the period of time between March 22, 2021 and October 1, 2024	FINANCIAL INVESTMENT
	File a Permit Amendment within six months, requesting a change in place of use	

Use back of form if needed

2. Describe actions to achieve compliance with conditions of the permit and/or previous extension.
(Examples: installed a meter, submitted water usage reports, submitted static water level measurements, installed a fish screen, obtained approval for fish screen from ODFW etc.)

3. Total number of acres irrigated to date: _____
Total acres irrigated per well,
Well 1 _____ Well 2 _____

4. Provide the maximum rate, or duty if applicable, of water diverted for beneficial use under this permit, if any, to date.

Maximum rate used to date = _____ cfs

Maximum Rate per well:

Well 1 _____ Well 2 _____

Report the rate in the same units of measurement as specified in the permit, being cfs (cubic feet per second), gpm (gallons per minute) or AF (acre-feet). Do not provide daily, monthly, or annual water volume totals.

INCOMPLETE REPORTS WILL BE RETURNED. AN ANSWER IS REQUIRED IN EACH FAILURE TO SUBMIT THIS REPORT WILL MOST LIKELY RESULT IN ANY FUTURE EXTENSION BEING DENIED.

Signature _____ Date _____

Printed Name/Title _____

Diligence Shown ☐ Yes ☐ No

Date Public Noticed: _____
For OWRD use only

Reviewed by: _____

Date: _____



Water Solutions, Inc.

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July 27, 2021

Kelly Starnes
Oregon Water Resources Department
725 Summer Street NE, Suite A
Salem, OR 97301

Re: Permit Amendment Application for Permit G-17587
Bull Springs Ranch, LLC

Dear Mr. Starnes:

GSI Water Solutions, Inc. (GSI) is submitting the enclosed permit amendment application on behalf of the Bull Springs Ranch, LLC (Applicant). Permit G-17587 authorizes the use of up to 0.24 cfs for irrigation of 19.51 acres. The Applicant is proposing to change the location of a 10.6-acre (0.133 cfs) portion of the place of use authorized under Permit G-17587. The proposed place of use is owned by the Applicant and is contiguous to the authorized place of use. The Applicant also proposes to voluntarily cancel an 8.91-acre (0.107 cfs) portion of Permit G-17587 concurrently with the issuance of the final order approving this proposed permit amendment for Permit G-17587. An affidavit for partial cancellation of a permit is included as Attachment E.

The Permit Amendment Application and a check in the amount of \$1,360.00 for the application fee are enclosed. If you have any questions regarding this application, you may reach me at 971-200-8519.

Sincerely,

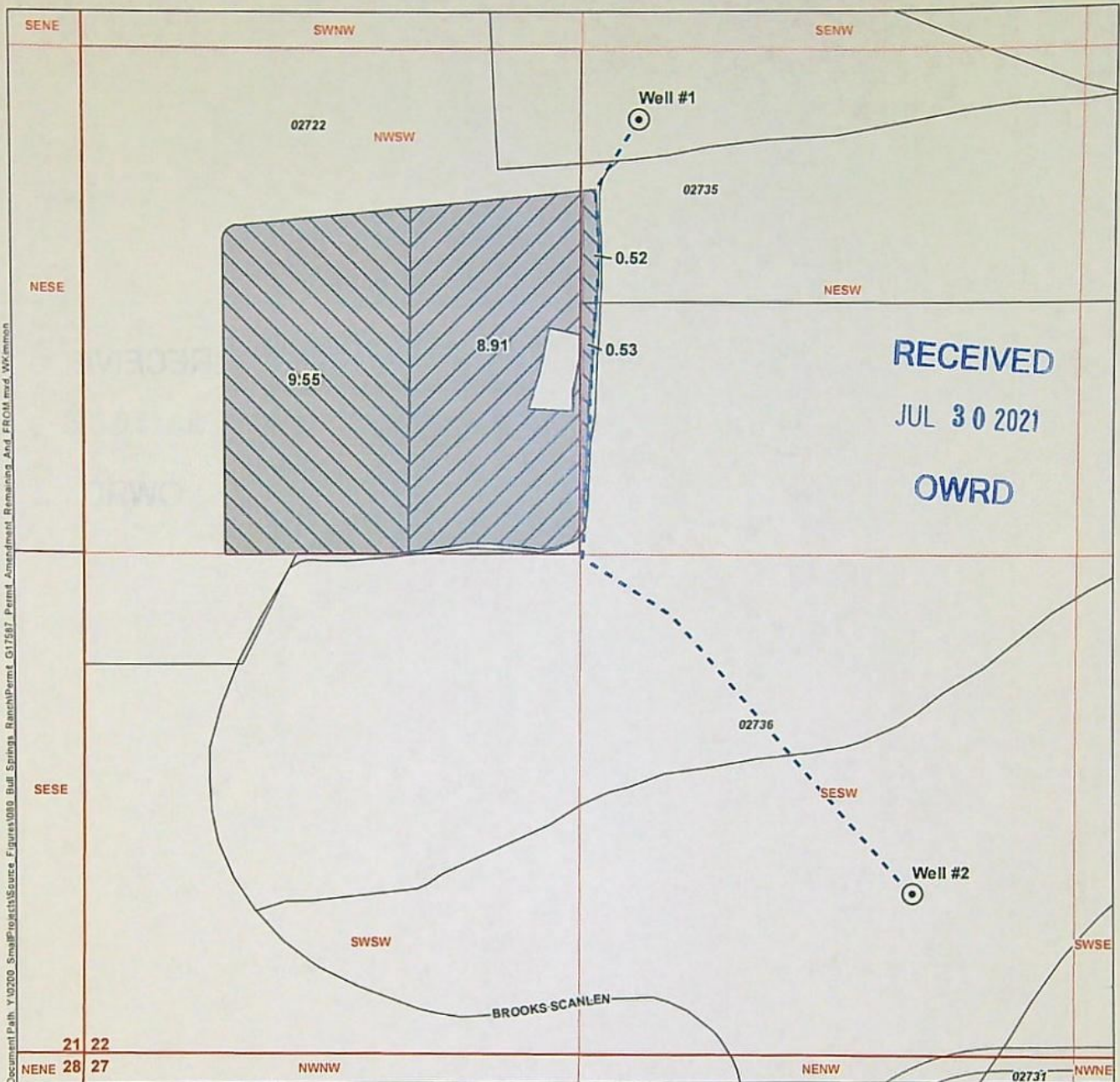
A handwritten signature in blue ink that reads "Bruce Brody-Heine".

Bruce Brody-Heine
Principal Water Resources Consultant

CC: Todd Taylor, Bull Springs Ranch, LLC

Enclosures: Permit Amendment Application
Check in the amount of \$1,360

13788



LEGEND

- Point of Appropriation (POA)
- POU to be Canceled (8.91 ac.)
- From Lands (10.6 ac.)
- Tax Lot
- Major Road
- Conveyance

Permit Amendment Application Authorized Place of Use and Authorized Points of Appropriation Permit G-17587

Township 17 South, Range 11 East (W.M.)

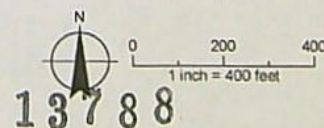
LOCATION DESCRIPTION

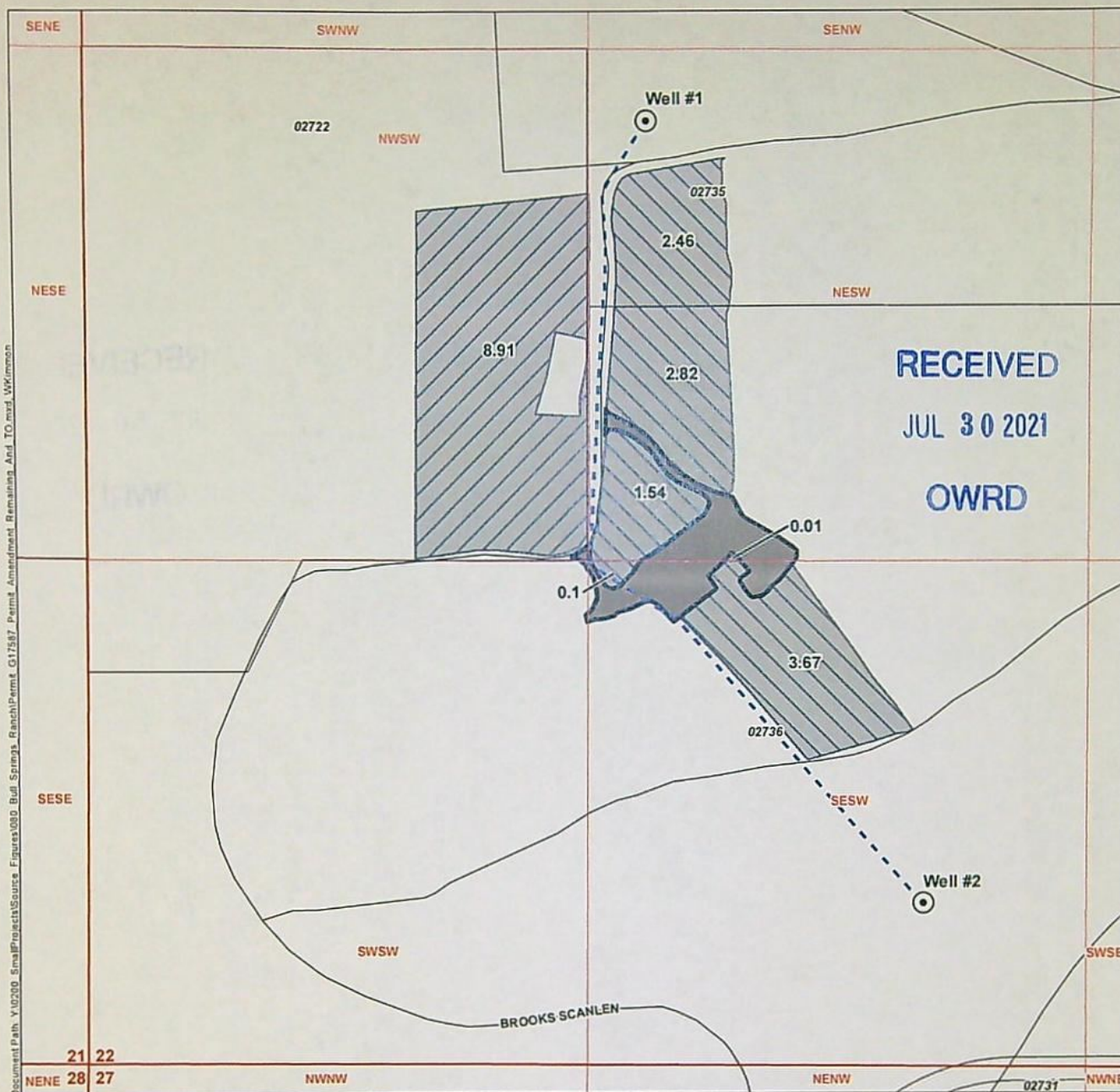
Well #1
Located 2,465 feet North and 1,500 feet East from the SW corner of Section 22, Township 17 South, Range 11 East (W.M.)

Well #2
Located 445 feet North and 2,240 feet East from the SW corner of Section 22, Township 17 South, Range 11 East (W.M.)

DISCLAIMER
This map was prepared for the purpose of identifying the location of a water right only and it is not intended to provide legal dimensions or location of property ownership lines.

Date: July 21, 2021
Data Sources: BLM, ESRI, OWRD, USGS





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LEGEND

- Point of Appropriation (POA)
- POU to be Canceled (8.91 ac.)
- To Lands (10.6 ac.)
- Tax Lot
- Major Road
- Driveway Areas
- Conveyance

Permit Amendment Application Remaining Authorized and Proposed Place of Use and Authorized Points of Appropriation Permit G-17587

Township 17 South, Range 11 East (W.M.)

LOCATION DESCRIPTION

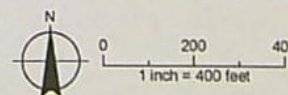
Well #1
Located 2,465 feet North and 1,500 feet East from the SW corner of Section 22, Township 17 South, Range 11 East (W.M.)

Well #2
Located 445 feet North and 2,240 feet East from the SW corner of Section 22, Township 17 South, Range 11 East (W.M.)

DISCLAIMER

This map was prepared for the purpose of identifying the location of a water right only and it is not intended to provide legal dimensions or location of property ownership lines.

Date: July 21, 2021
Data Sources: BLM, ESRI, OWRD, USGS



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Attachment C

Land Use Information Form

Application for a Permit Amendment – Bull Springs Ranch, LLC

13788

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

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NOTE TO APPLICANTS

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

This form is NOT required if:

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

NOTE TO LOCAL GOVERNMENTS

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

Land Use Information Form



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

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Applicant(s): Bull Springs Ranch, LLC, Attn: Todd Taylor

Mailing Address: 18500 Bull Springs Rd.

City: Bend

State: OR

Zip Code: 97703

Daytime Phone: 541-382-5188

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>17 S</u>	<u>11 E</u>	<u>22</u>	<u>NESW</u>	<u>2735</u>	<u>F1</u>	☒ Diverted	☒ Conveyed	☒ Used	<u>Irrigation</u>
<u>17 S</u>	<u>11 E</u>	<u>22</u>	<u>NESW</u>	<u>2736</u>	<u>F1</u>	☒ Diverted	☒ Conveyed	☒ Used	<u>Irrigation</u>
<u>17 S</u>	<u>11 E</u>	<u>22</u>	<u>SESW</u>	<u>2736</u>	<u>F1</u>	☒ Diverted	☒ Conveyed	☒ Used	<u>Irrigation</u>

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

Deschutes County

B. Description of Proposed Use

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

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

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

Estimated quantity of water needed: 0.13 ☒ 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:

Permit G-17587 authorizes irrigation of 19.51 acres. Bull Springs Ranch, LLC is proposing to change the location of a 10.6-acre portion of the Place of Use for Permit G-17587. The applicant will continue appropriating water from 2 wells authorized as the Points of Appropriation under Permit G-17587. See attached map for details.

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

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Applicant(s): Bull Springs Ranch, LLC, Attn: Todd Taylor

Mailing Address: 18500 Bull Springs Rd.

City: Bend

State: OR

Zip Code: 97703

Daytime Phone: 541-382-5188

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>17 S</u>	<u>11 E</u>	<u>22</u>	<u>NESW</u>	<u>2735</u>	<u>F1</u>	☒ Diverted	☒ Conveyed	☒ Used	<u>Irrigation</u>
<u>17 S</u>	<u>11 E</u>	<u>22</u>	<u>NESW</u>	<u>2736</u>	<u>F1</u>	☒ Diverted	☒ Conveyed	☒ Used	<u>Irrigation</u>
<u>17 S</u>	<u>11 E</u>	<u>22</u>	<u>SESW</u>	<u>2736</u>	<u>F1</u>	☒ Diverted	☒ Conveyed	☒ Used	<u>Irrigation</u>

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

Deschutes County

B. Description of Proposed Use

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

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

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

Estimated quantity of water needed: 0.13 ☒ 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:

Permit G-17587 authorizes irrigation of 19.51 acres. Bull Springs Ranch, LLC is proposing to change the location of a 10.6-acre portion of the Place of Use for Permit G-17587. The applicant will continue appropriating water from 2 wells authorized as the Points of Appropriation under Permit G-17587. See attached map for details.

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

OWRD

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

Please check the appropriate box below and provide the requested information

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

Type of Land-Use Approval Needed (e.g., plan amendments, rezones, conditional-use permits, etc.)	Cite Most Significant, Applicable Plan Policies & Ordinance Section References	Land-Use Approval:	
		☐ Obtained ☐ Denied	☐ Being Pursued ☐ Not Being Pursued
		☐ Obtained ☐ Denied	☐ Being Pursued ☐ Not Being Pursued
		☐ Obtained ☐ Denied	☐ Being Pursued ☐ Not Being Pursued
		☐ Obtained ☐ Denied	☐ Being Pursued ☐ Not Being Pursued
		☐ Obtained ☐ Denied	☐ Being Pursued ☐ Not Being Pursued

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

Name: _____ Title: _____

Signature: _____ Phone: _____ Date: _____

Government Entity: _____

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

JUL 30 2021

OWRD

Receipt for Request for Land Use Information

Applicant name: Bull Springs Ranch, LLC
City or County: Deschutes County Staff contact: Matthew Martin
Signature: [Signature] Phone: 541-330-4620 Date: 7/26/21

Revised 2/8/2010

Land Use Information Form - Page 3 of 3

WR / FS

13788

01313

Property	Unit	Reference	Description	Amount
Bull Springs Ranch Corporate Property...		G-17587	water right permit amendment	1,360.00
				1,360.00

RECEIVED

JUL 30 2021

OWRD

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 # 136022

INVOICE #

RECEIVED FROM:

BY:

CASH:

CHECK: #

OTHER: (IDENTIFY)

APPLICATION

PERMIT

TRANSFER

TOTAL REC'D

\$ 1,360.00

1083 TREASURY 4170 WRD MISC CASH ACCT

0407 COPIES

\$

OTHER: (IDENTIFY)

\$

0243 I/S Lease

0244 Muni Water Mgmt. Plan

0245 Cons. Water

4270 WRD OPERATING ACCT

MISCELLANEOUS

0407 COPY & TAPE FEES

\$

0410 RESEARCH FEES

\$

0408 MISC REVENUE: (IDENTIFY)

\$

TC162 DEPOSIT LIAB. (IDENTIFY)

\$

0240 EXTENSION OF TIME

\$

WATER RIGHTS:

EXAM FEE

RECORD FEE

0201 SURFACE WATER

\$

0202

\$

0203 GROUND WATER

\$

0204

\$

0205 TRANSFER

\$ 1,360.00

WELL CONSTRUCTION

EXAM FEE

LICENSE FEE

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 (FWWRD)

\$

0231 HYDRO LICENSE FEE (FWWRD)

\$

HYDRO APPLICATION

\$

TREASURY OTHER / RDX

FUND TITLE

OBJ. CODE VENDOR #

DESCRIPTION

\$

RECEIPT:

136022

DATED:

7-30-2021

BY:

Permit Amendment Application Checklist

Checked by _____

Date _____

App # 6-17093

Permit # 6-17567

Permit Amendments are authorized for changes in

POD/POA, APOD/APOA, or POU.

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

- ☐ 1. Is the name of the Permit Amendment applicant the same as the Water Right Permit holder(s) of record?

If not, one of the following must be included with the application:

- ___ a) An affidavit of consent from all Permit holder(s) or the other Permit holders that have not signed the Permit Amendment application form, consenting to the proposed Permit Amendment application; **OR**,
___ b) A completed Request for Assignment form (and statutory fee) to move all (or portion) of the permit into the Permit Amendment applicant's name.

If not, what is missing? _____

- ☐ 2. Page 1 of application: Are all attachments that have been checked actually included?

If not, what is missing? _____

- ☐ 3. Are fees included and correct? Fee Paid: _____

If not, the correct fee would be: _____, so the amount missing is: _____

- ☐ 4. Part 4 of application: Have all the applicants listed at the top of the page signed at the bottom?

If not, whose signature is missing? _____

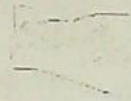
- ☐ 5. Are the Permit completion date(s) current?

If the Permit completion date has expired, we **CANNOT** accept the application.

- ☐ 6. If all #1-#5 boxes on this checklist are checked (with no remaining deficiencies identified), accept the application. 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.



Oregon Water Resources Department Fee Calculation for Permit Amendment

[Main](#) [Help](#)
[Return](#) [Contact Us](#)

Today's Date: Wednesday, August 4, 2021

**Fee
Calculation**

Base Fee (includes one type of change to one permit for up to 1 cfs)

\$1,160.00

Fill in information below— Check each box that applies.

Types of Change Proposed:

☒ Place of Use☐ Point of Diversion (POD)/Appropriation (POA); and/or Additional POD/POA; and/or SW POD to GW POD

\$0.00

Enter total number of permits included in application.

1

\$0.00

☐ Check this box if you propose to add or change a well, or change from a surface water POD to a well.☐ Check this box if you propose to change the place of use for a NON-irrigation permit.☒ Check this box if you propose to change the place of use for an irrigation permit.

If yes, enter the following for the permits on the land included in the application.

(If a supplemental permit also covers the same land as an included primary permit, only list the primary.)

Permit	Total acres in the permit	# of acres to be amended	Total cfs in the permit	OR If permit does not list cfs, enter 1/ __ cfs per acre	Transfer cfs
17587	19.1	10.6	0.24		0.133194

Total Transfer CFS(rounded up to the next whole cfs): 1.00

Subtotal:

\$1,160.00

Check each box that applies.

☐ The transfer is necessary to complete a project funded by the Oregon Watershed Enhancement Board (OWEB) under ORS 541.932.☐ The transfer is endorsed in writing by ODFW as a change that will result in a net benefit to fish and wildlife habitat.

Discount