

Temporary - DROUGHT

Name City of Prairie CityAddress 133 South Bridge Street
Prairie City, OR 97869
pchall@ortelco.netChange in USE, POWDate Filed 8-10-2021Initial notice date 8-24-2021DPD issued date PD issued date PD notice date Date of FO 11-15-2021 Vol 122 Page 67C-Date COBU due date COBU Received date Certificate issued

DESCRIPTION OF WATER RIGHT(s)

Name of Stream A WellTrib. of John Day River BasinUse Industrial/Manufacturing Uses County GrantQuantity of water (CFS) No. of Acres Name of ditch App# G-11635 Per # G-10752 Cert # 82329 PR Date 3/19/1987App# Per # Cert # PR Date App# Per # Cert # PR Date App# Per # Cert # PR Date App# Per # Cert # PR Date

FEES PAID

Date	Amount	Receipt #
<u>8-10-2021</u>	<u>\$250.00</u>	<u>136119</u>

FEES REFUNDED

Date	Amount	Receipt #

Assignments: Irrigation District Agent Jim Hamsher - jimhamsher@hotmail.comCWRE CC's list Grant County ; City of Prairie City☐ - 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

November 15, 2021

CITY OF PRAIRIE CITY
133 S BRIDGE ST
PRAIRIE CITY, OR 97869

REFERENCE: Temporary Drought Transfer Application T-13790

Enclosed is a copy of the final order approving your TEMPORARY DROUGHT water right transfer application.

The temporary change shall be effective upon issuance of this final order. Please note, the use shall revert back to the original authorized place of use at the end of the 2021 irrigation season or the end of the Governor's declared drought, whichever occurs first.

If you have any questions related to the approval of this 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,

Stacy H. Phillips
Restoration Program Technician
Transfers and Conservation Section

cc: Eric W. Julsrud, Watermaster Dist. #4 (via email)
Jim Hamsher, Agent
Grant County

Enclosure

BEFORE THE WATER RESOURCES DEPARTMENT
OF THE
STATE OF OREGON

In the Matter of Transfer Application)	FINAL ORDER APPROVING AN
T-13790, Grant County)	EMERGENCY USE DROUGHT TEMPORARY
)	CHANGE IN CHARACTER OF USE AND
)	PLACE OF USE

Authority

Oregon Revised Statute (ORS) 536.750 establishes the process in which a water right holder may submit a request to temporarily transfer the use, place of use or point of diversion of water in the event of a declaration of drought, without complying with the notice and waiting requirements under ORS 540.520. Oregon Administrative Rule (OAR) Chapter 690, Division 019 implements the statutes and provides the Department's procedures and criteria for evaluating drought transfer applications.

Applicant

CITY OF PRAIRIE CITY
133 SOUTH BRIDGE STREET
PRAIRIE CITY, OR 97869

Findings of Fact

1. On August 10, 2021, CITY OF PRAIRIE CITY filed an application to temporarily change the character of use and change the place of use under Certificate 82329 for the remainder of the 2021 irrigation season or the term of the Governor's declared drought, whichever is shorter. The Department assigned the application number T-13790.
2. Notice of the application for transfer was published on August 24, 2021, pursuant to OAR 690-380-4000. No comments were filed in response to the notice.
3. On August 25, 2021, the Department contacted the applicant by written correspondence to notify the applicant and the applicant's agent of a deficiency in the application. The application did not include an Evidence of Use Affidavit and supporting documentation, as is required by OAR 690-380-3000(12). The Department requested that the deficiencies be resolved by September 27, 2021.

This is a final 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 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.

4. On September 10, 2021, the applicant submitted an Evidence of Use Affidavit and supporting documentation, resolving the deficiency.

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

Certificate: 82329 in the name of CO-GEN COMPANY (perfected under Permit G-10752)

Use: INDUSTRIAL USES TO INCLUDE OPERATION OF CO-GENERATION PLANT, BOILER AND COOLING WATER

Priority Date: MARCH 19, 1987

Rate: 120 GALLONS PER MINUTE

Limit/Duty: The use of water shall be limited to any deficiency in the available supply from the John Day River allowed under Permit 49760 or to periods of emergency or when flows in the John Day River are turbid, and shall be further limited to appropriation of water only to the extent that it does not impair or substantially interfere with existing surface water rights of others.

Source: A WELL in the JOHN DAY BASIN

Authorized Point of Appropriation:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
13 S	33 E	WM	10	NE NE	1000 FEET SOUTH AND 1040 FEET WEST FROM THE NE CORNER OF SECTION 10

Authorized Place of Use:

INDUSTRIAL USES TO INCLUDE OPERATION OF CO-GENERATION PLANT, BOILER AND COOLING WATER				
Twp	Rng	Mer	Sec	Q-Q
13 S	33 E	WM	10	NE NE

6. Temporary Transfer Application T-13790 proposes to temporarily change the place of use of the right to:

MUNICIPAL USES				
Twp	Rng	Mer	Sec	Q-Q
13 S	33 E	WM	2	SW NE
13 S	33 E	WM	2	SW NW
13 S	33 E	WM	2	SE NW
13 S	33 E	WM	2	NE SW
13 S	33 E	WM	2	NW SW
13 S	33 E	WM	2	SW SW
13 S	33 E	WM	2	SE SW
13 S	33 E	WM	2	NW SE
13 S	33 E	WM	2	SW SE
13 S	33 E	WM	11	NW NE
13 S	33 E	WM	11	SW NE
13 S	33 E	WM	11	NE NW
13 S	33 E	WM	11	NW NW
13 S	33 E	WM	11	SW NW

MUNICIPAL USES				
Twp	Rng	Mer	Sec	Q-Q
13 S	33 E	WM	11	SE NW
13 S	33 E	WM	11	NE SW
13 S	33 E	WM	11	NW SW
13 S	33 E	WM	11	NW SE
13 S	33 E	WM	11	SW SE

7. Temporary Drought Transfer Application T-13790 proposes to change the character of use to Municipal Uses.

Temporary Drought Transfer Review Criteria

8. Water has been used within the last five years according to the terms and conditions of the right. There is no evidence available that would demonstrate that the right is subject to forfeiture under ORS 540.610.
9. A pump and water distribution system sufficient to use the full amount of water allowed under the existing right is present.
10. The Governor issued an executive order on June 29, 2021, declaring a state of drought emergency in Grant County due to drought and extreme weather conditions, which is still in effect and the water right proposed for transfer is on lands included in the area covered by the drought order.
11. The proposed changes would not result in enlargement of the rights.
12. The proposed changes would not result in injury to other water rights. This finding is made through an abbreviated review recognizing that the transfer may be revoked under OAR 690-019-055(3) if injury to existing water rights is shown and cannot be mitigated to the satisfaction of the Director and injured parties.

Conclusions of Law

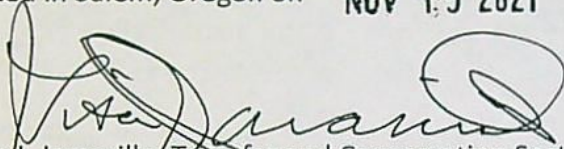
The temporary change in character of use and place of use proposed in Temporary Drought Transfer Application T-13790 is consistent with the requirements of ORS 536.750 and OAR 690-019-0055.

Now, therefore, it is ORDERED:

1. The temporary change in character of use and place of use proposed in Temporary Drought Transfer Application T-13790 is approved.
2. The former places of use **shall not** receive water as part of this water right during the remainder of 2021 or until the end of the Governor's declared drought, whichever occurs first.

3. The approval of this temporary drought transfer may be revoked or modified if the Department finds the changes cause injury to any existing water right.
4. The use of water at the temporary places of use authorized by this transfer shall be in accordance with the terms and conditions of Certificate 82329. The use shall revert to the authorized place of use at the end of the 2021 season or the end of the Governor's declared drought, whichever occurs first..
5. The proposed change in character of use and place of use shall revert to the authorized character of use and place of use at the end of the 2021 irrigation season or the end of the Governor's declared drought, whichever occurs first.

Dated in Salem, Oregon on **NOV 15 2021**



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

Mailing Date: **NOV 16 2021**

WATER RIGHT TRANSFER COVER SHEET

Transfer: T- 13790

Transfer Specialist:

Transfer Type: Drought Transfer

Corey

Applicant: CITY OF PRAIRIE CITY 133 S BRIDGE ST PRAIRIE CITY, OR 97869 Email: _____ Phone: _____		Agent: <input type="checkbox"/> N/A JIM HAMSHER 133 S BRIDGE ST PRAIRIE CITY, OR 97869 Email: _____ Phone: _____	
Irrigation District: <input type="checkbox"/> N/A Email: _____		CWRE: <input type="checkbox"/> N/A Email: _____	
Affected Local Gov'ts: <input type="checkbox"/> N/A Grant County Email: _____		Affected Tribal Gov't: <input type="checkbox"/> N/A UNAVAILABLE Email: _____	
Current Landowner if other than Applicant: <input type="checkbox"/> N/A Email: _____		Receiving Landowner: <input type="checkbox"/> N/A Email: _____	

Water Rights Affected

File Marked	App. File # or Decree Name	Permit	Certificate	RR/CR Needed	RR/CR Nos.
<input type="checkbox"/>	G-11635	G-10752	82329	<input type="checkbox"/> Yes <input type="checkbox"/> No	
<input type="checkbox"/>				<input type="checkbox"/> Yes <input type="checkbox"/> No	
<input type="checkbox"/>				<input type="checkbox"/> Yes <input type="checkbox"/> No	

Key Dates & Initial Actions:

Rec'd: August 10, 2021	Proposed Action(s): PLACE OF USE; USE	
Fees Pd: 250.00	WM District: 4	ODFW District:
Initial Public Notice: August 24, 2021	WM Review sent:	ODFW Review sent:
Acknowledgement Letter Sent <input type="checkbox"/>		GW Review sent: <input type="checkbox"/> N/A
County sent cc: of Ack Letter <input type="checkbox"/>	BOR notified (date): <input type="checkbox"/> N/A	
Newspaper quote requested:	Request for news \$ sent:	News \$ received:
Request to publish sent:	Affidavit of publication received:	Last day of publication:

Document	Drafted	Peer Review	Changes Made	Coordinator	Changes Made	Signature Bin	Signature Date
DPD	Date: _____ Initials: _____	Date: _____ Initials: _____	Date: _____ Initials: _____	Date: _____ Initials: _____	Date: _____ Initials: _____	CW Sent: _____	N/A
PD	Date: _____ Initials: _____	Date: _____ Initials: _____	Date: _____ Initials: _____	Date: _____ Initials: _____	Date: _____ Initials: _____	Date: _____	Date: _____
FO	Date: <u>8/25/21</u> Initials: <u>cc</u>	Date: <u>10/28/21</u> Initials: <u>Scott</u>	Date: _____ Initials: _____	Date: <u>11/5/21</u> Initials: <u>PKS</u>	Date: _____ Initials: _____	Date: <u>11/10/21</u>	Date: <u>11/15/21</u>

Special Issues: Drought Temp - Cou / Pou

Special Order Volume: Vol. 122 Pages 67-70

Form i wrote on this

BEFORE THE WATER RESOURCES DEPARTMENT
OF THE
STATE OF OREGON

In the Matter of Transfer Application)	FINAL ORDER APPROVING AN
T-13790, Grant County)	EMERGENCY USE DROUGHT TEMPORARY
)	CHANGE IN CHARACTER OF USE AND
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13 S	33 E	WM	2	SW NE ✓
13 S	33 E	WM	2	SW NW ✓
13 S	33 E	WM	2	SE NW ✓
13 S	33 E	WM	2	NE SW ✓
13 S	33 E	WM	2	NW SW ✓
13 S	33 E	WM	2	SW SW ✓
13 S	33 E	WM	2	SE SW ✓
13 S	33 E	WM	2	NW SE ✓
13 S	33 E	WM	2	SW SE ✓
13 S	33 E	WM	11	NW NE ✓
13 S	33 E	WM	11	SW NE ✓
13 S	33 E	WM	11	NE NW ✓
13 S	33 E	WM	11	NW NW ✓
13 S	33 E	WM	11	SW NW ✓

MUNICIPAL USES				
Twp	Rng	Mer	Sec	Q-Q
13 S	33 E	WM	11	SE NW ✓
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13 S	33 E	WM	11	NW SW ✓
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- Temporary Drought Transfer Application T-13790 proposes to change the character of use to Municipal Uses.

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Dated in Salem, Oregon on

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

Mailing Date:

Part 1 of 5 – Minimum Requirements Checklist



www.oregon.gov/OWRD

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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FOR ALL TEMPORARY TRANSFER APPLICATIONS

AUG 10 2021

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

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- ☒ Part 1 – Completed Minimum Requirements Checklist.

☒ Part 2 – Completed Temporary Transfer Application Map Checklist.

☒ Part 3 – Application Fee, payable by check to the Oregon Water Resources Department, and completed Fee Worksheet, page 3. Try the online fee calculator at:
http://apps.wrd.state.or.us/apps/misc/wrd_fee_calculator.

☒ Part 4 – Completed Applicant Information and Signature.

☒ Part 5 – Information about Transferred Water Rights: **How many water rights are to be transferred?** 1 **List them here:** 82329

Please include a separate Part 5 for each water right. (See instructions on page 6)

☒ ☐ N/A For standard Temporary Transfer (one to five years) **Begin Year** 2021 **End Year** 2021

☒ ☐ N/A Temporary Drought Transfer (Only in counties where the Governor has declared drought)

Attachments:

- | | | |
|-------------------------------------|---|--|
| <input checked="" type="checkbox"/> | | Completed Temporary Transfer Application Map. |
| <input type="checkbox"/> | | Completed Evidence of Use Affidavit and supporting documentation. |
| <input checked="" type="checkbox"/> | | Current recorded deed for the land from which the authorized place of use is temporarily being moved. |
| <input checked="" type="checkbox"/> | <input type="checkbox"/> N/A | Affidavit(s) of Consent from Landowner(s) (if the applicant does not own the land upon which the water right is located.) |
| <input type="checkbox"/> | <input checked="" type="checkbox"/> N/A | Supplemental Form D – For water rights served by or issued in the name of a district. Complete when the temporary transfer applicant is not the district. |
| <input type="checkbox"/> | <input type="checkbox"/> N/A | Oregon Water Resources Department's Land Use Information Form with approval and signature from each local land use authority in which water is to be diverted, conveyed, and/or used. Not required if water is to be diverted, conveyed, and/or used only on federal lands or if <u>all</u> 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. |
| <input checked="" type="checkbox"/> | <input type="checkbox"/> N/A | Water Well Report/Well Log for changes in point(s) of appropriation (well(s)) or additional point(s) of appropriation (if necessary to convey water to the proposed place of use). |

(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: _____ Phone: _____ Date: ____/____/____

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Part 2 of 5 – Temporary Transfer Application Map Checklist

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

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

- ☐ ☒ N/A If more than three water rights are involved, separate maps are needed for each water right.
- ☒ Permanent quality printed with dark ink on good quality paper.
- ☒ The size of the map can be 8½ x 11 inches, 8½ x 14 inches, 11 x 17 inches, or up to 30 x 30 inches. For 30 x 30 inch maps, one extra copy is required.
- ☒ A north arrow, a legend, and scale.
- ☒ The scale of the map must be: 1 inch = 400 feet, 1 inch = 1,320 feet; the scale of the Final Proof/Claim of Beneficial Use Map (the map used when the permit was certificated); the scale of the county assessor map if the scale is not smaller than 1 inch = 1,320 feet; or a scale that has been pre-approved by the Department.
- ☒ Township, Range, Section, ¼ ¼, DLC, Government Lot, and other recognized public land survey lines.
- ☒ Tax lot boundaries (property lines) are required. Tax lot numbers are recommended.
- ☒ Major physical features including rivers and creeks showing direction of flow, lakes and reservoirs, roads, and railroads.
- ☒ Major water delivery system features from the point(s) of diversion/appropriation such as main pipelines, canals, and ditches.
- ☒ Existing place of use that includes separate hachuring for each water right, priority date, and use including number of acres in each quarter-quarter section, government lot, or in each quarter-quarter section as projected within government lots, donation land claims, or other recognized public land survey subdivisions. If less than the entirety of the water right is being changed, a separate hachuring is needed for lands left unchanged.
- ☒ ☐ N/A Proposed temporary place of use that includes separate hachuring for each water right, priority date, and use including number of acres in each quarter-quarter section, government lot, or in each quarter-quarter section as projected within government lots, donation land claims, or other recognized public land survey subdivisions.
- ☒ Existing point(s) of diversion or well(s) with distance and bearing or coordinates from a recognized survey corner. This information can be found in your water right certificate or permit.
- ☐ ☒ N/A If you are proposing a change in point(s) of diversion or well(s) to convey water to the new temporary place of use, 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 TEMPORARY (not drought) TRANSFERS					
1	Base Fee (includes temporary change to one water right for up to 1 cfs)		1	\$810.00	
2	Number of water rights included in transfer: _____ (2a) Subtract 1 from the number in 3a above: _____ (2b) If only one water right this will be 0 Multiply line 2b by \$260.00 and enter » » » » » » » » » » » » » » » »		2		
3	Do you propose to change the place of use for a non-irrigation use? <input type="checkbox"/> No: enter 0 on line 3 » » » » » » » » » » » » » » » » <input type="checkbox"/> Yes: enter the cfs for the portions of the rights to be transferred: _____ (3a) Subtract 1.0 from the number in 3a above: _____ (3b) If 3b is 0, enter 0 on line 3 » » » » » » » » » » » » » » » » If 3b is greater than 0, round up to the nearest whole number: _____ (3c) and multiply 4c by \$200.00, then enter on line 3		3		RECEIVED AUG 10 2009 OWRB
4	Do you propose to change the place of use for an irrigation use? <input type="checkbox"/> No: enter 0 on line 4 » » » » » » » » » » » » » » » » <input type="checkbox"/> Yes: enter the number of acres in the footprint of the place of use for the portions of the rights to be transferred: _____ (4a) Multiply the number of acres in 4a above by \$2.30 and enter on line 4 » »		4		
5	Add entries on lines 1 through 4 above » » » » » » » » » » » Subtotal:		5		
6	Is this transfer: <input type="checkbox"/> necessary to complete a project funded by the Oregon Watershed Enhancement Board (OWEB) under ORS 541.932? <input type="checkbox"/> endorsed in writing by ODFW as a change that will result in a net benefit to fish and wildlife habitat? If one or more boxes is checked, multiply line 5 by 0.5 and enter on line 6 »		6		
7	If no box is applicable, enter 0 on line 7 » » » » » » » » » » » » » » » » Subtract line 6 from line 5 » » » » » » » » » » » » Transfer Fee:		7		

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FEE WORKSHEET for TEMPORARY DROUGHT TRANSFERS			
1	Base Fee (includes drought application and recording fee for up to 1 cfs)	1	\$200.00
	Enter the cfs for the portions of the rights to be transferred (see example below*): <u>0.267 (2a)</u> Subtract 1.0 from the number in 2a above: <u> (2b)</u> If 2b is 0, enter 0 on line 2 » » » » » » » » » » » » » » » » If 2b is greater than 0, round up to the nearest whole number: <u>1.0 (2c)</u> and multiply 2c by \$50, then enter on line 2 » » » » » » » » » »		
2		2	\$50.00
3	Add entries on lines 1 through 2 above » » » » » » » » » » Transfer Fee:	3	\$250.00

*Example for Line 2a calculation to transfer 45.0 acres of Primary Certificate 12345 (total 1.25 cfs for 100 acres) and 45.0 acres of Supplemental Certificate 87654 (1/80 cfs per acre) on the same land:

1. Divide total authorized cfs by total acres in the water right (for C12345, $1.25 \text{ cfs} \div 100 \text{ ac}$); then multiply by the number of acres to be transferred to get the transfer cfs ($\times 45 \text{ ac} = 0.56 \text{ cfs}$).
2. If the water right certificate does not list total cfs, but identifies the allowable use as 1/40 or 1/80 of a cfs per acre; multiply number of acres proposed for change by either 0.025 (1/40) or 0.0125 (1/80). (For C87654, $45.0 \text{ ac} \times 0.0125 \text{ cfs/ac} = 0.56 \text{ cfs}$)
3. Add cfs for the portions of water rights on all the land included in the transfer; however **do not count cfs for supplemental rights on acreage for which you have already calculated the cfs fee for the primary right on the same land.** The fee should be assessed only once for each "on the ground" acre included in the transfer. (In this example, blank 2a would be only 0.56 cfs, since both rights serve the same 45.0 acres. Blank 2b would be 0 and Line 2 would then also become 0).

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AUG 10 2021

Part 4 of 5 – Applicant Information and Signature

Applicant Information

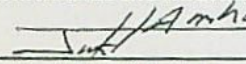
APPLICANT/BUSINESS NAME City of Prairie City		PHONE NO. (541) 820-3605	ADDITIONAL CONTACT NO. OWRD
ADDRESS 133 South Bridge Street		FAX NO.	
CITY Prairie City	STATE OR	ZIP 97869	E-MAIL pchall@ortelco.net
BY PROVIDING AN E-MAIL ADDRESS, CONSENT IS GIVEN TO RECEIVE ALL CORRESPONDENCE FROM THE DEPARTMENT ELECTRONICALLY. COPIES OF THE FINAL ORDER DOCUMENTS WILL ALSO BE MAILED.			

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

AGENT/BUSINESS NAME Jim Hamsher		PHONE NO. (541) 620-2891	ADDITIONAL CONTACT NO.
ADDRESS 133 South Bridge Street		FAX NO.	
CITY Prairie City	STATE OR	ZIP 978769	E-MAIL jimhamsher@hotmail.com
BY PROVIDING AN E-MAIL ADDRESS, CONSENT IS GIVEN TO RECEIVE ALL CORRESPONDENCE FROM THE DEPARTMENT ELECTRONICALLY. COPIES OF THE FINAL ORDER DOCUMENTS WILL ALSO BE MAILED.			

Explain in your own words what you propose to accomplish with this transfer application and why:
 A temporary transfer of POU & character of use for ground water to be used in Prairie City's municipal water system. Transfer is due to drought conditions.
 If you need additional space, continue on a separate piece of paper and attach to the application as "Attachment 1".

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

 Applicant (District) signature	Jim Hamsher, Mayor Print Name (and Title if applicable)	8/3/2021 Date
_____ Applicant (District) signature	_____ Print Name (and Title if applicable)	_____ Date

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

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

See Landowner Affidavit of Consent attached hereto as Exhibit B

☐ Check here if any of the water rights proposed for transfer are or will be located within or served by an irrigation or other water district. (NOTE: If this box is checked, you must complete and attach Supplemental Form D.)

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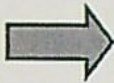
DISTRICT NAME	ADDRESS	
CITY	STATE	ZIP

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

ENTITY NAME	ADDRESS	
CITY	STATE	ZIP



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

ENTITY NAME City of Prairie City	ADDRESS 133 South Bridge Street	
CITY Prairie City	STATE Oregon	ZIP 97869

ENTITY NAME Grant County	ADDRESS 201 South Humbolt Street	
CITY Canyon City	STATE Oregon	ZIP 97820

Application for Water Right Transfer



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

Consent by Deeded Landowner

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State of Oregon)
)ss
County of Grant)

I Dan Bishop in my/our capacity as _____,

mailing address P.O. Box 66, Riddle, OR 97469,

telephone number (541) 620-0332, duly sworn depose and say that I/We

consent to the proposed change(s) to Water Right Certificate Number C-82329

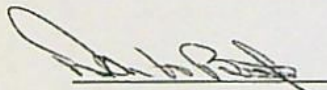
described in a Water Right Transfer Application (T-_____),
(transfer number, if known)

submitted by The City of Prairie City

on the property in tax lot number(s) 300,

Section 10 Township 13S North/South Range 33E East/West, W.M.

located at Highway 26, Prairie City, OR
(site address)


Signature of Affiant

Aug 3 2021
Date

Signature of Affiant

Date

Subscribed and Sworn to before me this 3 day of August, 2021.



Amanda whale-murphy
Notary Public for Oregon

My commission expires 6/1/25.

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 Temporary Changes to Water Right Certificate # **C-82329**

List only the part of the right that will be changed. For the acreage in each ¼ ¼, list the change proposed. If more than one change, specify the acreage associated with each change. If more than one POD/POA, specify the acreage associated with each POD/POA.

AUTHORIZED (the "from" or "off" lands) The listing that appears on the Certificate BEFORE PROPOSED CHANGES List only that part or portion of the water right that will be changed.											Proposed Changes (see "CODES" from previous page)	PROPOSED (the "to" or "on" lands) The listing as it would appear AFTER PROPOSED CHANGES are made.										
Twp	Rng	Sec	¼ ¼	Tax Lot	Gvt Lot or DLC	Acres	Type of USE listed on Certificate	POD(s) or POA(s) (name or number from Table 1)	Priority Date	Twp		Rng	Sec	¼ ¼	Tax Lot	Gvt Lot or DLC	Acres	New Type of USE	POD(s)/ POA(s) to be used (from Table 1)	Priority Date		
EXAMPLE																						
2	S	9	E 15 NE NW	100		15.0	Irrigation	POD #1 POD #2	1901	POU/POD	2	S	9	E 1 NW NW	500	1	10.0		POD #5	1901		
"	"	"	"	"	"	"	EXAMPLE	"	"	"	2	S	9	E 2 SW NW	500		5.0		POD #6	1901		
										POU & Character	13	S	33	E 2 SW NE				Municipal Uses	POA #1	1987		
										POU & Character	13	S	33	E 2 SE NW				Municipal Uses	POA #1	1987		
										POU & Character	13	S	33	E 2 NE SW				Municipal Uses	POA #1	1987		
										POU & Character	13	S	33	E 2 NW SW				Municipal Uses	POA #1	1987		
										POU & Character	13	S	33	E 2 SW SW				Municipal Uses	POA #1	1987		
										POU & Character	13	S	33	E 2 SE SW				Municipal Uses	POA #1	1987		
										POU & Character	13	S	33	E 2 NW SE				Municipal Uses	POA #1	1987		
										POU & Character	13	S	33	E 2 SW SE				Municipal Uses	POA #1	1987		
										POU & Character	13	S	33	E 11 NW NE				Municipal Uses	POA #1	1987		
										POU & Character	13	S	33	E 11 SE NW				Municipal Uses	POA #1	1987		
										POU & Character	13	S	33	E 11 NW NW				Municipal Uses	POA #1	1987		
										POU & Character	13	S	33	E 11 SW NW				Municipal Uses	POA #1	1987		
										POU & Character	13	S	33	E 11 SE NW				Municipal Uses	POA #1	1987		
										POU & Character	13	S	33	E 11 NE SW				Municipal Uses	POA #1	1987		
						TOTAL ACRES										TOTAL ACRES						

Additional remarks:

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Part 5 of 5 – Water Right Information

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

Water Right Certificate # **C-82329 (GRAN 649)**

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Description of Water Delivery System

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System capacity: 0.267 cubic feet per second (cfs) OR

120 gallons per minute (gpm)

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

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

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

POD/POA Name or Number	Is this POD/POA Authorized on the Certificate or is it Proposed?	If POA, OWRD Well Log ID# (or Well ID Tag # L-___)	Twp	Rng	Sec	¼ ¼	Tax Lot, DLC or Gov't Lot	Measured Distances (from a recognized survey corner)
POA #1	<input checked="" type="checkbox"/> Authorized <input type="checkbox"/> Proposed	GRAN 649	13 S	33 E	10	NE NE	300	1000' South & 1040' West From NE Cor. Sec. 10, T13S, R33E, W.M.
	<input checked="" type="checkbox"/> Authorized <input type="checkbox"/> Proposed							
	<input type="checkbox"/> Authorized <input type="checkbox"/> Proposed							
	<input type="checkbox"/> Authorized <input type="checkbox"/> Proposed							

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

- | | |
|---|---|
| <input type="checkbox"/> Place of Use (POU) | <input type="checkbox"/> Appropriation/Well (POA) |
| <input type="checkbox"/> Point of Diversion (POD) | <input type="checkbox"/> Additional Point of Appropriation (APOA) |
| <input type="checkbox"/> Additional Point of Diversion (APOD) | |

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

- | | |
|--|---|
| <input checked="" type="checkbox"/> Place of Use (POU) | <input type="checkbox"/> Point of Appropriation/Well (POA) |
| <input checked="" type="checkbox"/> Character of Use (USE) | <input type="checkbox"/> Additional Point of Appropriation (APOA) |
| <input type="checkbox"/> Point of Diversion (POD) | <input type="checkbox"/> Additional Point of Diversion (APOD) |

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

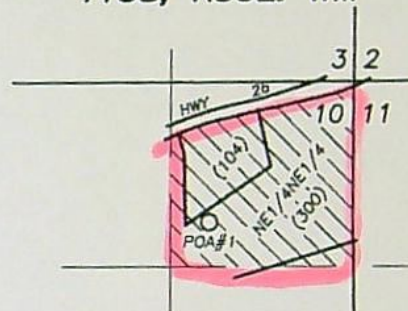
- ☒ **Yes** Complete only the Proposed ("to" lands) section of Table 2 on the next page. Use the "CODES" listed above to describe the proposed changes.
- ☐ **No** Complete all of Table 2 to describe the portion of the water right to be changed.

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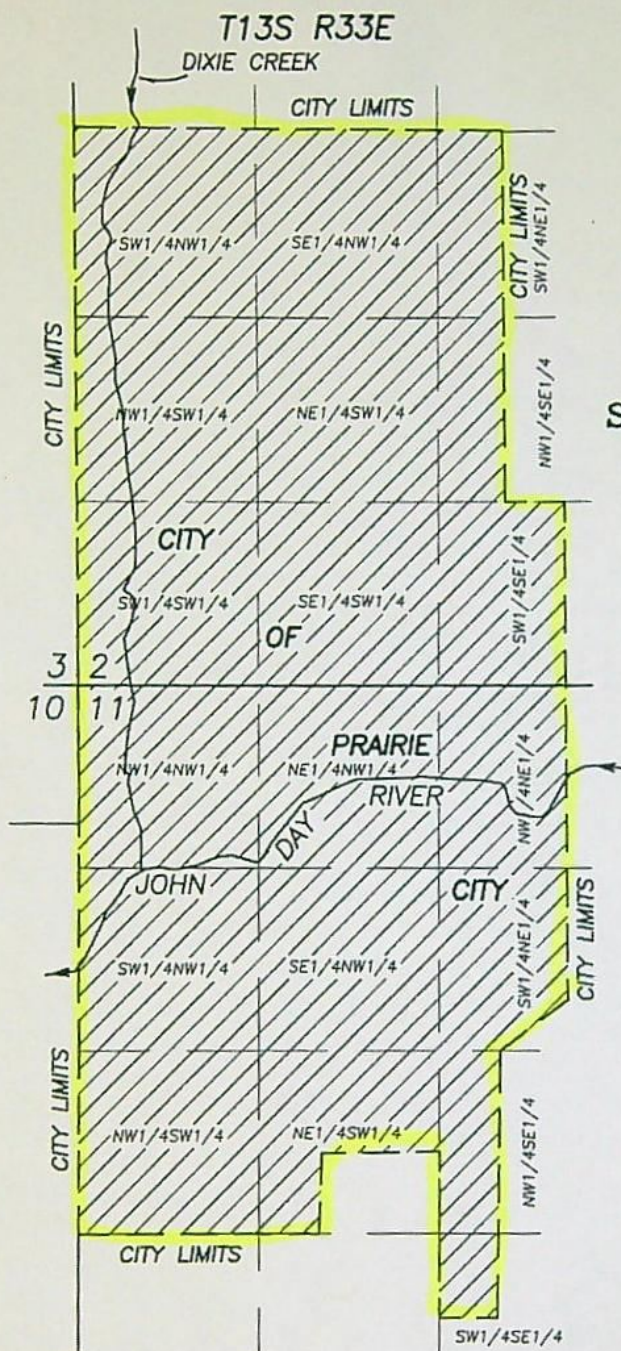
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POA#1 (C-82329)
Authorized Location
T13S, R33E. WM



SCALE: 1" = 1320'



APPLICATION MAP

for a
Drought-Temporary Transfer
Change in Place of Use
and Change in Character of Use



for C-82329

in name of
City of Prairie City, Oregon



RENEWES: 6/31/2022

Authorized POA#1 C-82329 is in the NE1/4NE1/4 Section 10,
T.13S., R.33E., W.M. 1000' South & 1040' West from the NE Corner
Sec. 10.

- POA
-  Proposed POU C-82329 (MUNICIPAL USES)
-  Current POU C-82329 (INDUSTRIAL)
- () Tax Lot No.

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

Prepared By:
Michael C. Springer, PLS, CWRE
217 N. Canyon Blvd.
John Day, Oregon
(541) 575-1251
benchmarkls.com

Date: 8/2/2021

This is a final 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. In addition, under ORS 537.260 any person with an application, permit or water right certificate subsequent in priority may jointly or severally contest the issuance of the certificate at any time before it has issued, and after the time has expired for the completion of the appropriation under the permit, or within three months after issuance of the certificate.

STATE OF OREGON
COUNTY OF GRANT
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

CO-GEN COMPANY
PO BOX 66
RIDDLE, OREGON 97469

confirms the right to use the waters of A WELL in the JOHN DAY BASIN for the purpose of INDUSTRIAL USES TO INCLUDE OPERATION OF CO-GENERATION PLANT, BOILER AND COOLING WATER.

The right has been perfected under Permit G-10752. The date of priority is MARCH 19, 1987. The right is limited to not more than 120 GALLONS PER MINUTE or its equivalent in case of rotation, measured at the well.

The well is located as follows:

NE 1/4 NE 1/4, SECTION 10, T 13 S, R 33 E, W.M.; 1000 FEET SOUTH AND 1040 FEET WEST FROM NE CORNER, SECTION 10.

The use of water shall be limited to any deficiency in the available supply from the John Day River allowed under Permit 49760 or to periods of emergency or when flows in the John Day River are turbid, and shall be further limited to appropriation of water only to the extent that it does not impair or substantially interfere with existing surface water rights of others.

G-11635.JWG

Certificate Number 82329

A description of the place of use under the right, and to which such right is appurtenant, is as follows:

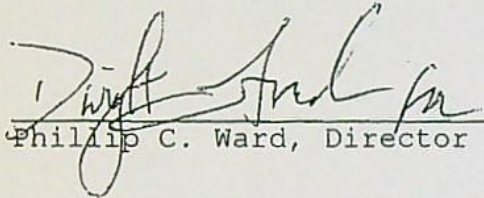
NE 1/4 NE 1/4
SECTION 10
TOWNSHIP 13 SOUTH, RANGE 33 EAST, W.M.

The well shall be maintained in accordance with the General Standards for the Construction and Maintenance of Water Wells in Oregon.

The water user shall install and maintain a weir, meter, or other suitable measuring device and keep a complete record of the amount of ground water withdrawn.

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

WITNESS the signature of the Water Resources Director, affixed **JAN 19 2007**

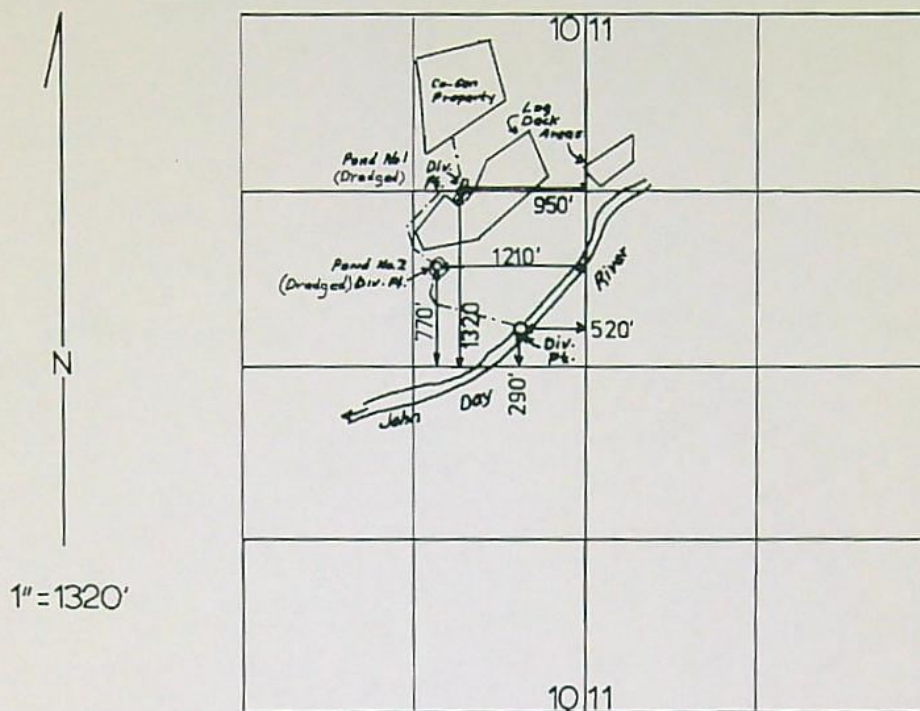


Phillip C. Ward, Director

Recorded in State Record of Water Right Certificates Number 82329

G-11635.JWG

T. 13 S., R. 33 E., W.M.



FINAL PROOF SURVEY

UNDER

Application No. G-11525
68787

Permit No. G-10637
49760

IN NAME OF

PRAIRIE WOOD PRODUCTS

Surveyed 11/12, 1991, by J. MILLER

Application for Water Right Transfer Evidence of Use Affidavit



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

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

State of Oregon)

County of Grant)

ss

I, Dan Bishop, in my capacity as land mgr.

mailing address PO Box 790 Prairie City, OR, 97869

telephone number (541) 620-0332, being first duly sworn depose and say:

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

☒ Personal observation

☐ Professional expertise

2. I attest that:

☒ Water was used during the previous five years on the **entire** place of use for
Certificate # 82329; OR

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

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

OR

☒ Confirming Certificate # 82329 has been issued within the past five years; OR

☐ Part or all of the water right was leased instream at some time within the last five years. The
instream lease number is: _____ (Note: If the entire right proposed for
transfer was not leased, additional evidence of use is needed for the portion not leased instream.); OR

☐ The water right is not subject to forfeiture and documentation that a presumption of forfeiture for
non-use would be rebutted under ORS 540.610(2) is attached.

☐ Water has been used at the actual current point of diversion or appropriation for more than
10 years for Certificate # _____ (For Historic POD/POA Transfers)

(continues on reverse side)

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

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

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Signature of Affiant

Sept 9, 2021
Date

Signed and sworn to (or affirmed) before me this 7th day of Sept., 2021.



Laurie L. Cates
Notary Public for Oregon

My Commission Expires: 7-19-2024

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

9/12

6991



OREGON TRAIL ELECTRIC COOPERATIVE

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www.otec.coop

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9:00 am to 5:00 pm Friday

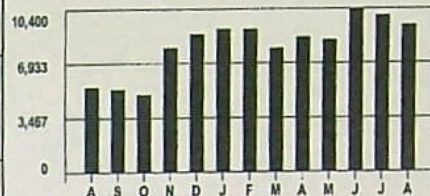
PRAIRIE WOOD PRODUCTS
D R JOHNSON
PO BOX 66
RIDDLE OR 97469-0066

Your kWh Usage History - Last 13 Months

Number of Days
This period
31

Current Month's
Average kWh
Per Day
302

Average Cost
Per Day
\$21.74



Having trouble paying your bill?
Contact us today for billing options or to set up
a payment plan. 541-523-3616 www.otec.coop

Account Number: 15264-003							
Meter Number 57603801	Reading Dates:	From 07/19/21	To 08/19/21	Billing Days 31	Multiplier 40	Statement Date 08/23/21	
Service Address	Rate Schedule	Previous Reading	Present Reading	Read Type	kWh Usage	AMOUNT DUE	
MAINTENANCE SHOP PC	LRG COM	20861	21095	Utility Read	9360		
Previous Account Balance Forward						\$700.10	
Payment Credits 08/17/21 - Thank You!						-\$700.10	
Remaining Balance						\$0.00	
Monthly Delivery Charge						\$95.00	
LARGE COMMERCIAL Rate						\$466.78	
Billed Demand						\$112.10	
Actual Demand							
TOTAL CURRENT CHARGES						\$673.88	
CURRENT ACCOUNT BALANCE						\$673.88	
THANK YOU FOR YOUR PROMPT PAYMENT							
KVAR Reading 0.000							
Power Factor 1.000000							
Cycle 5	Payment Due Date	09/12/21		TOTAL AMOUNT DUE		\$673.88	

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SEP 10 2021

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AUG 26 2021

Return this portion with payment. Make checks payable to "OTEC"

OR01930F



USE FOR RETURNED MAIL ONLY
Oregon Trail Electric Cooperative
PO Box 226
Baker City OR 97814-0226
Address Service Requested

Account Name PRAIRIE WOOD PRODUCTS
Account Number 15264-003
Due Date 09/12/21

Amount Due: \$673.88

Amount Paid: 673.88

PAYMENTS RECEIVED AFTER 08/23/21 MAY NOT APPEAR ON THIS BILL

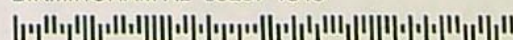
☐ Check here if your address or telephone has changed. (Please provide your updated information).

OREGON TRAIL ELECTRIC COOPERATIVE

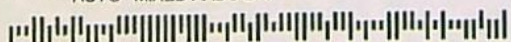
DEPARTMENT 1340

PO BOX 2153

BIRMINGHAM AL 35287-1340



*****AUTO**MIXED AADC 270



PRAIRIE WOOD PRODUCTS

16

D R JOHNSON

3070

PO BOX 66

RIDDLE OR 97469-0066



01067 00015264003 4 0000000000 000067388 000068398 0

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9:00 am to 5:00 pm Friday

PRAIRIE WOOD PRODUCTS
D R JOHNSON
PO BOX 66
RIDDLE OR 97469-0066

PWP
975-5000

due 11/9

7055

Your kWh Usage History - Last 13 Months

Number of Days
This period
28

Current Month's
Average kWh
Per Day
179

Average Cost
Per Day
\$13.59



Having trouble paying your bill? Visit our website
at www.otec.coop or contact our offices 541-523-3616
We are here to help!

Account Number: 15264-003

Meter Number	Reading Dates:	From	To	Billing Days	Multiplier	Statement Date
57603801		09/18/20	10/16/20	28	40	10/20/20
Service Address	Rate Schedule	Previous Reading	Present Reading	Read Type	kWh Usage	AMOUNT DUE
MAINTENANCE SHOP PC	LRG COM	18723	18848	Utility Read	5000	
Previous Account Balance Forward						\$419.21
Payment Credits 10/19/20 - Thank You!						-\$419.21
Remaining Balance						\$0.00
Monthly Delivery Charge						\$95.00
LARGE COMMERCIAL Rate						\$249.35
Billed Demand						\$36.10
Actual Demand						
TOTAL CURRENT CHARGES						\$380.45
CURRENT ACCOUNT BALANCE						\$380.45
THANK YOU FOR YOUR PROMPT PAYMENT						
KVAR Reading 0.000 Power Factor 1.000000						
ACCOUNT DISCONNECT IS TEMPORARILY SUSPENDED. YOU ARE STILL RESPONSIBLE FOR CHARGES.						
Cycle 5	Payment Due Date	11/09/20		TOTAL AMOUNT DUE		\$380.45



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STATE OF OREGON
COUNTY OF GRANT
CERTIFICATE OF WATER RIGHT

RECEIVED

SEP 10 2021

OWRD

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CO-GEN COMPANY
PO BOX 66
RIDDLE, OREGON 97469

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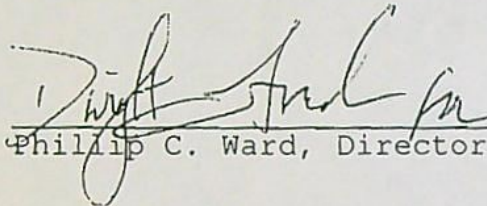
NE 1/4 NE 1/4
SECTION 10
TOWNSHIP 13 SOUTH, RANGE 33 EAST, W.M.

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

WITNESS the signature of the Water Resources Director, affixed JAN 19 2007


Phillip C. Ward, Director

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Recorded in State Record of Water Right Certificates Number 82329

G-11635.JWG

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-13790

Review Due Date: 09/27/2021

Applicant Name: City of Prairie City

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

Reviewer(s): E. Julsrud

Date of Review: 08/31/2022

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.) → *See attached News article from the Blue Mountain Eagle*
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:
The right involved in this transfer is a ground water right. There has been no call or need to regulate this source in the area of this water right.
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:
Unknown - please see response to Question #12 attached
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:
Unknown - please see response to question #12 attached
If there is hydraulic connection of this well to the John Day River the river would experience a lack of water below the mill site in section 10. If this occurs there would be a potential for increased regulation on the river that may not have occurred otherwise. This could affect upstream water rights above the mill site.

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:

Unknown - I defer to the ground water section for this determination

- 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:

See attached response

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

See attached response

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- 13790



In order to avoid enlargement of the right or injury to other rights, a totalizing flow meter will be required to be installed prior to diversion of water, as a condition of this transfer:



at each point of diversion/appropriation (new and existing) OR



at each new point of diversion/appropriation.

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

Watermaster name: Eric W. Julsrud

District: 4

Address: 201 South Humbolt St., Ste 180

City/State/Zip: Canyon City, OR 97820

Phone: 541-575-0119

Email: Eric.W.Julsrud@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- 13790

(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

12.

The City of Prairie City began using Prairie Wood Products well (named in this transfer application) earlier in the summer of 2021 (I do not have an exact date as the city did not inform me of their intentions or actions - I found out from the Office of Emergency Management and found this well being used 7/29/21). I believe there may be hydraulic connection to the John Day River from this well. I defer to the ground water section for their determination if this is actually occurring. I have experienced difficulty with stable river flows that follow a traditional decline curve all summer long which caused extreme difficulty managing the available resources of the John Day River. No other anomalies of water use were noted all summer long, except the use of this well by the City of Prairie City.

13.

I defer to the Ground Water Section for their interpretation and opinion on potential hydraulic connection of this well to the John Day River.

https://www.bluemountaineagle.com/news/prairie-wood-mill-shutting-down/article_8f66c7d8-7807-5ab8-8abd-44637794eccb.html

Prairie Wood mill shutting down

Sep 29, 2008

PRAIRIE CITY - The Prairie Wood Products sawmill is shutting down in the face of continued housing market woes and diminished timber supplies.

The company is terming the current closure as temporary.

The mill is laying off about 45 workers, according to Don Bodewig, Eastern Oregon regional manager for DR Johnson Lumber, Prairie Wood's parent company.

Bodewig called the layoffs regrettable but indicated they are linked to challenging times facing the industry as a whole. He cited the continuing downturn in the lumber markets and the lack of available timber as major factors. The major economic downturn for the nation also has had an impact, he said.

The schedule called for the Prairie Wood sawmill to stop work Tuesday, Sept. 30, while the planer mill will shut down Friday, Oct. 3.

Bodewig said the company plans to continue building its log inventory in the yard at Prairie City, in hopes of a rebound in the marketplace. The goal is to maintain a position to be competitive if and when the economy and supply improve.

The shutdown leaves DR Johnson, which owns five sawmills, with two mills in operation: Umpqua Lumber Co. and DR Johnson in Riddle, both in Southern Oregon. The Wallowa Forest Products mill in Wallowa and Grant Western Lumber Co. in John Day remain closed from an earlier closure.

"We will continue to monitor the market conditions on a daily basis," said Randy Crockett, chief operations officer for DR Johnson.

COURCHANE Corey A * WRD

From: COURCHANE Corey A * WRD
Sent: Wednesday, August 25, 2021 1:49 PM
To: pchall@ortelco.net; jimhamsher@hotmail.com
Cc: JULSRUD Eric W * WRD
Subject: City of Prairie City, T-13790
Attachments: evidence_of_use_form.pdf

Good afternoon,

Upon completion of an initial review of Drought Temporary Transfer T-13790, it was determined that one deficiency needs to be resolved before the Department can proceed with the application. The application did not include an Evidence of Use Affidavit (attached), along with the supporting documentation. Pursuant to Oregon Administrative Rule 690-380-3000(12), each transfer application shall include evidence that the water has been used over the past five years in accordance with the terms and conditions of the right or that the right is not subject to forfeiture under ORS 540.610. The evidence shall include the following information:

(a) If the right has been used during the past five years, one or more affidavits from persons, such as the owner or operator, a neighbor, crop field person for a cannery or other product buyer, or Natural Resources Conservation Service (NRCS) representatives, who can attest from personal knowledge or professional expertise that the right was exercised at the authorized location and for the authorized purpose. Such affidavits shall state the specific grounds for the affiant's knowledge, the specific use to which the water was put (e.g., the crops grown, the nursery stock watered), and the delivery system used to apply the water and include supporting documentation such as:

(A) Copies of receipts from sales of irrigated crops or for expenditures relating to use of water;

(B) Records such as Farm Service Agency crop reports, irrigation district records, an NRCS farm management plan, or records of other water suppliers; or

(C) Dated aerial photographs of the lands or other photographs containing sufficient detail to establish the location and date of the photograph, or

(b) If the right has not been used during the past five years, documentation that the presumption of forfeiture would be rebutted under ORS 540.610(2).

Please submit the attached Evidence of Use Affidavit and supporting documentation no later than September 27, 2021. **If the Department does not receive the above requested materials by September 27, 2021, a Final Order may be issued denying the application as incomplete.**

Thank you,

Corey Courchane

COREY A COURCHANE | TRANSFER SPECIALIST
TRANSFER AND CONSERVATION SECTION

Water Resources Department | 725 Summer St. NE, Suite A | Salem, Oregon 97301
Work cell: 503 979-3917 | Fax: 503 986-0901
Email: corey.a.courchane@oregon.gov | Web: <http://www.oregon.gov/OWRD>

STATE OF OREGON
WATER RESOURCES DEPARTMENT

RECEIPT # 136119

725 Summer St. N.E. Ste. A
SALEM, OR 97301-4172
(503) 986-0900 / (503) 986-0904 (fax)

INVOICE # _____

RECEIVED FROM: City of Prairie City
BY: _____

APPLICATION _____
PERMIT _____
TRANSFER 1-13790

CASH: ☐ CHECK: # 12302 OTHER: (IDENTIFY) _____

TOTAL REC'D \$ 250.00

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

46112 Drought

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	\$ <u>250.00</u>		

WELL CONSTRUCTION

	EXAM FEE		LICENSE FEE
0218 WELL DRILL CONSTRUCTOR	\$ _____	0219	\$ _____
LANDOWNER'S PERMIT		0220	\$ _____

OTHER (IDENTIFY) _____

0536 TREASURY 0437 WELL CONST. START FEE

		CARD#
0211 WELL CONST START FEE	\$ _____	_____
0210 MONITORING WELLS	\$ _____	_____

OTHER (IDENTIFY) _____

0607 TREASURY 0467 HYDRO ACTIVITY LIC NUMBER

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

TREASURY OTHER / RDX

FUND _____ TITLE _____

OBJ. CODE _____ VENDOR # _____

DESCRIPTION _____ \$ _____

RECEIPT: 136119

DATE: 8-10-2021 BY: Mindy Carlson

Distribution - White Copy - Customer, Yellow Copy - Fiscal, Blue Copy - File, Buff Copy - Fiscal

STATE OF OREGON
WATER RESOURCES DEPARTMENT

RECEIPT # 136119

725 Summer St. N.E. Ste. A
SALEM, OR 97301-4172
(503) 986-0900 / (503) 986-0904 (fax)

INVOICE # _____

RECEIVED FROM: City of Prairie City
BY: _____

APPLICATION _____
PERMIT _____
TRANSFER 1-13790

CASH: ☐ CHECK: # 12302 OTHER: (IDENTIFY) _____

TOTAL REC'D \$ 250.00

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

46112 Drought

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	\$ <u>250.00</u>		

WELL CONSTRUCTION

	EXAM FEE		LICENSE FEE
0218 WELL DRILL CONSTRUCTOR	\$ _____	0219	\$ _____
LANDOWNER'S PERMIT		0220	\$ _____

OTHER (IDENTIFY) _____

0536 TREASURY 0437 WELL CONST. START FEE

		CARD#
0211 WELL CONST START FEE	\$ _____	_____
0210 MONITORING WELLS	\$ _____	_____

OTHER (IDENTIFY) _____

0607 TREASURY 0467 HYDRO ACTIVITY LIC NUMBER

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

TREASURY OTHER / RDX

FUND _____ TITLE _____

OBJ. CODE _____ VENDOR # _____

DESCRIPTION _____ \$ _____

RECEIPT: 136119

DATE: 8-10-2021 BY: Mindy Carlson

Distribution - White Copy - Customer, Yellow Copy - Fiscal, Blue Copy - File, Buff Copy - Fiscal

Application for Water Right

Temporary or Drought Temporary Transfer

Part 1 of 5 – Minimum Requirements Checklist



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

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

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

RECEIVED

FOR ALL TEMPORARY TRANSFER APPLICATIONS

AUG 10 2021

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

OWRD

- ☒ Part 1 – Completed Minimum Requirements Checklist.

☒ Part 2 – Completed Temporary Transfer Application Map Checklist.

☒ Part 3 – Application Fee, payable by check to the Oregon Water Resources Department, and completed Fee Worksheet, page 3. Try the online fee calculator at:
http://apps.wrd.state.or.us/apps/misc/wrd_fee_calculator.

☒ Part 4 – Completed Applicant Information and Signature.

☒ Part 5 – Information about Transferred Water Rights: **How many water rights are to be transferred?** 1 **List them here:** 82329

Please include a separate Part 5 for each water right. (See instructions on page 6)

☒ ☐ N/A For standard Temporary Transfer (one to five years) **Begin Year** 2021 **End Year** 2021

☒ ☐ N/A Temporary Drought Transfer (Only in counties where the Governor has declared drought)

Attachments:

- | | | |
|-------------------------------------|---|--|
| <input checked="" type="checkbox"/> | | Completed Temporary Transfer Application Map. |
| <input type="checkbox"/> | | Completed Evidence of Use Affidavit and supporting documentation. |
| <input checked="" type="checkbox"/> | | Current recorded deed for the land from which the authorized place of use is temporarily being moved. |
| <input checked="" type="checkbox"/> | <input type="checkbox"/> N/A | Affidavit(s) of Consent from Landowner(s) (if the applicant does not own the land upon which the water right is located.) |
| <input type="checkbox"/> | <input checked="" type="checkbox"/> N/A | Supplemental Form D – For water rights served by or issued in the name of a district. Complete when the temporary transfer applicant is not the district. |
| <input type="checkbox"/> | <input type="checkbox"/> N/A | Oregon Water Resources Department's Land Use Information Form with approval and signature from each local land use authority in which water is to be diverted, conveyed, and/or used. Not required if water is to be diverted, conveyed, and/or used only on federal lands or if <u>all</u> 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. |
| <input checked="" type="checkbox"/> | <input type="checkbox"/> N/A | Water Well Report/Well Log for changes in point(s) of appropriation (well(s)) or additional point(s) of appropriation (if necessary to convey water to the proposed place of use). |

(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: _____ Phone: _____ Date: ____/____/____

Part 2 of 5 – Temporary Transfer Application Map Checklist

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

OWRD

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

- ☐ ☒ N/A If more than three water rights are involved, separate maps are needed for each water right.
- ☒ Permanent quality printed with dark ink on good quality paper.
- ☒ The size of the map can be 8½ x 11 inches, 8½ x 14 inches, 11 x 17 inches, or up to 30 x 30 inches. For 30 x 30 inch maps, one extra copy is required.
- ☒ A north arrow, a legend, and scale.
- ☒ The scale of the map must be: 1 inch = 400 feet, 1 inch = 1,320 feet; the scale of the Final Proof/Claim of Beneficial Use Map (the map used when the permit was certificated); the scale of the county assessor map if the scale is not smaller than 1 inch = 1,320 feet; or a scale that has been pre-approved by the Department.
- ☒ Township, Range, Section, ¼ ¼, DLC, Government Lot, and other recognized public land survey lines.
- ☒ Tax lot boundaries (property lines) are required. Tax lot numbers are recommended.
- ☒ Major physical features including rivers and creeks showing direction of flow, lakes and reservoirs, roads, and railroads.
- ☒ Major water delivery system features from the point(s) of diversion/appropriation such as main pipelines, canals, and ditches.
- ☒ Existing place of use that includes separate hachuring for each water right, priority date, and use including number of acres in each quarter-quarter section, government lot, or in each quarter-quarter section as projected within government lots, donation land claims, or other recognized public land survey subdivisions. If less than the entirety of the water right is being changed, a separate hachuring is needed for lands left unchanged.
- ☒ ☐ N/A Proposed temporary place of use that includes separate hachuring for each water right, priority date, and use including number of acres in each quarter-quarter section, government lot, or in each quarter-quarter section as projected within government lots, donation land claims, or other recognized public land survey subdivisions.
- ☒ Existing point(s) of diversion or well(s) with distance and bearing or coordinates from a recognized survey corner. This information can be found in your water right certificate or permit.
- ☐ ☒ N/A If you are proposing a change in point(s) of diversion or well(s) to convey water to the new temporary place of use, 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°).

FEE WORKSHEET for TEMPORARY (not drought) TRANSFERS			
1	Base Fee (includes temporary change to one water right for up to 1 cfs)	1	\$810.00
2	Number of water rights included in transfer: _____ (2a) Subtract 1 from the number in 3a above: _____ (2b) <i>If only one water right this will be 0</i> Multiply line 2b by \$260.00 and enter » » » » » » » » » » » » » » » »	2	
3	Do you propose to change the place of use for a non-irrigation use? <input type="checkbox"/> No: enter 0 on line 3 » » » » » » » » » » » » » » » » <input type="checkbox"/> Yes: enter the cfs for the portions of the rights to be transferred: _____ (3a) Subtract 1.0 from the number in 3a above: _____ (3b) If 3b is 0, enter 0 on line 3 » » » » » » » » » » » » » » » » If 3b is greater than 0, round up to the nearest whole number: _____ (3c) and multiply 4c by \$200.00, then enter on line 3	3	RECEIVED AUG 10 2008 OWRD
4	Do you propose to change the place of use for an irrigation use? <input type="checkbox"/> No: enter 0 on line 4 » » » » » » » » » » » » » » » » <input type="checkbox"/> Yes: enter the number of acres in the footprint of the place of use for the portions of the rights to be transferred: _____ (4a) Multiply the number of acres in 4a above by \$2.30 and enter on line 4 » »	4	
5	Add entries on lines 1 through 4 above » » » » » » » » » » Subtotal:	5	
6	Is this transfer: <input type="checkbox"/> necessary to complete a project funded by the Oregon Watershed Enhancement Board (OWEB) under ORS 541.932? <input type="checkbox"/> endorsed in writing by ODFW as a change that will result in a net benefit to fish and wildlife habitat? If one or more boxes is checked, multiply line 5 by 0.5 and enter on line 6 » If no box is applicable, enter 0 on line 7 » » » » » » » » » » » » » » » »	6	
7	Subtract line 6 from line 5 » » » » » » » » » » » » » » » » Transfer Fee:	7	

FEE WORKSHEET for TEMPORARY DROUGHT TRANSFERS			
1	Base Fee (includes drought application and recording fee for up to 1 cfs)	1	\$200.00
	Enter the cfs for the portions of the rights to be transferred (see example below*): <u>0.267</u> (2a) Subtract 1.0 from the number in 2a above: _____ (2b) If 2b is 0, enter 0 on line 2 » » » » » » » » » » » » » » » » If 2b is greater than 0, round up to the nearest whole number: <u>1.0</u> (2c) and multiply 2c by \$50, then enter on line 2 » » » » » » » » »		
2		2	\$50.00
3	Add entries on lines 1 through 2 above » » » » » » » » » » Transfer Fee:	3	\$250.00

TACS

AUG 10 2021

Part 4 of 5 – Applicant Information and Signature

Applicant Information

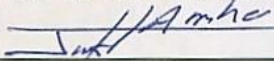
APPLICANT/BUSINESS NAME City of Prairie City		PHONE NO. (541) 820-3605	ADDITIONAL CONTACT NO. OWRD
ADDRESS 133 South Bridge Street		FAX NO.	
CITY Prairie City	STATE OR	ZIP 97869	E-MAIL pchall@ortelco.net
BY PROVIDING AN E-MAIL ADDRESS, CONSENT IS GIVEN TO RECEIVE ALL CORRESPONDENCE FROM THE DEPARTMENT ELECTRONICALLY. COPIES OF THE FINAL ORDER DOCUMENTS WILL ALSO BE MAILED.			

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

AGENT/BUSINESS NAME Jim Hamsher		PHONE NO. (541) 620-2891	ADDITIONAL CONTACT NO.
ADDRESS 133 South Bridge Street		FAX NO.	
CITY Prairie City	STATE OR	ZIP 978769	E-MAIL jimhamsher@hotmail.com
BY PROVIDING AN E-MAIL ADDRESS, CONSENT IS GIVEN TO RECEIVE ALL CORRESPONDENCE FROM THE DEPARTMENT ELECTRONICALLY. COPIES OF THE FINAL ORDER DOCUMENTS WILL ALSO BE MAILED.			

Explain in your own words what you propose to accomplish with this transfer application and why:
 A temporary transfer of POU & character of use for ground water to be used in Prairie City's municipal water system. Transfer is due to drought conditions.
 If you need additional space, continue on a separate piece of paper and attach to the application as "Attachment 1".

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

	Jim Hamsher, Mayor	8/31/2021
Applicant (District) signature	Print Name (and Title if applicable)	Date
_____	_____	_____
Applicant (District) signature	Print Name (and Title if applicable)	Date

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

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

See Landowner Affidavit of Consent attached hereto as Exhibit B

☐ Check here if any of the water rights proposed for transfer are or will be located within or served by an irrigation or other water district. (NOTE: If this box is checked, you must complete and attach Supplemental Form D.)

RECEIVED

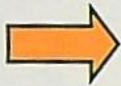
AUG 10 2021

OWRD

DISTRICT NAME	ADDRESS	
CITY	STATE	ZIP

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

ENTITY NAME	ADDRESS	
CITY	STATE	ZIP



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

ENTITY NAME City of Prairie City	ADDRESS 133 South Bridge Street	
CITY Prairie City	STATE Oregon	ZIP 97869

ENTITY NAME Grant County	ADDRESS 201 South Humbolt Street	
CITY Canyon City	STATE Oregon	ZIP 97820

Application for Water Right Transfer



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

Consent by Deeded Landowner

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State of Oregon)
)ss
County of Grant)

I Dan Bishop in my/our capacity as _____,

mailing address P.O. Box 66, Riddle, OR 97469,

telephone number (541) 620-0332, duly sworn depose and say that I/We

consent to the proposed change(s) to Water Right Certificate Number C-82329

described in a Water Right Transfer Application (T-_____),
(transfer number, if known)

submitted by The City of Prairie City

on the property in tax lot number(s) 300,

Section 10 Township 13S North/South Range 33E East/West, W.M.

located at Highway 26, Prairie City, OR
(site address)

[Signature]
Signature of Affiant

Aug 3 2021
Date

Signature of Affiant

Date

Subscribed and Sworn to before me this 3 day of August, 2021.



[Signature]
Notary Public for Oregon

My commission expires 6/1/25.

Part 5 of 5 – Water Right Information

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

Water Right Certificate # C-82329 (GRAN 649)

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Description of Water Delivery System

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System capacity: 0.267 cubic feet per second (cfs) OR
120 gallons per minute (gpm)

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

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

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

POD/POA Name or Number	Is this POD/POA Authorized on the Certificate or is it Proposed?	If POA, OWRD Well Log ID# (or Well ID Tag # L-)	Twp	Rng	Sec	¼ ¼	Tax Lot, DLC or Gov't Lot	Measured Distances (from a recognized survey corner)
POA #1	<input checked="" type="checkbox"/> Authorized <input type="checkbox"/> Proposed	GRAN 649	13 S	33 E	10	NE NE	300	1000' South & 1040' West From NE Cor. Sec. 10, T13S, R33E, W.M.
	<input checked="" type="checkbox"/> Authorized <input type="checkbox"/> Proposed							
	<input type="checkbox"/> Authorized <input type="checkbox"/> Proposed							
	<input type="checkbox"/> Authorized <input type="checkbox"/> Proposed							

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

- | | |
|---|---|
| <input type="checkbox"/> Place of Use (POU) | <input type="checkbox"/> Appropriation/Well (POA) |
| <input type="checkbox"/> Point of Diversion (POD) | <input type="checkbox"/> Additional Point of Appropriation (APOA) |
| <input type="checkbox"/> Additional Point of Diversion (APOD) | |

Check all type(s) of temporary change(s) **due to drought** proposed below (change "CODES" are provided in parentheses):

- | | |
|--|---|
| <input checked="" type="checkbox"/> Place of Use (POU) | <input type="checkbox"/> Point of Appropriation/Well (POA) |
| <input checked="" type="checkbox"/> Character of Use (USE) | <input type="checkbox"/> Additional Point of Appropriation (APOA) |
| <input type="checkbox"/> Point of Diversion (POD) | <input type="checkbox"/> Additional Point of Diversion (APOD) |

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

- ☒ 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 water right to be changed.

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

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

Table 2. Description of Temporary Changes to Water Right Certificate # C-82329

List only the part of the right that will be changed. For the acreage in each $\frac{1}{4}$ $\frac{1}{4}$, list the change proposed. If more than one change, specify the acreage associated with each change. If more than one POD/POA, 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	$\frac{1}{4}$ $\frac{1}{4}$	Tax Lot	Gvt Lot or DLC	Acre	Type of USE listed on Certificate	POD(s) or POA(s) (name or number from Table 1)	Priority Date	Twp		Rng	Sec	$\frac{1}{4}$ $\frac{1}{4}$	Tax Lot	Gvt Lot or DLC	Acre	New Type of USE	POD(s)/ POA(s) to be used (from Table 1)	Priority Date		
EXAMPLE																						
2	S	9	E 15 NE NW	100		15.0	Irrigation	POD #1 POD #2	1901	POU/POD	2	S	9	E 1 NW NW	500	1	10.0		POD #5	1901		
"	"	"	" " " "	"	"	"	EXAMPLE	"	"	"	2	S	9	E 2 SW NW	500		5.0		POD #6	1901		
										POU & Character	13	S	33	E 2 SW NE				Municipal Uses	POA #1	1987		
										POU & Character	13	S	33	E 2 SE NW				Municipal Uses	POA #1	1987		
										POU & Character	13	S	33	E 2 NW SW				Municipal Uses	POA #1	1987		
										POU & Character	13	S	33	E 2 SE SW				Municipal Uses	POA #1	1987		
										POU & Character	13	S	33	E 2 SW SE				Municipal Uses	POA #1	1987		
										POU & Character	13	S	33	E 11 NW NE				Municipal Uses	POA #1	1987		
										POU & Character	13	S	33	E 11 NE NW				Municipal Uses	POA #1	1987		
										POU & Character	13	S	33	E 11 NW NW				Municipal Uses	POA #1	1987		
										POU & Character	13	S	33	E 11 SE NW				Municipal Uses	POA #1	1987		
TOTAL ACRES							TOTAL ACRES															

Additional remarks:

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For Place of Use Changes

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

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

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G-17711, G-15077 (T-11212), C-67670 & C-67652

Pursuant to ORS 540.525, any "layered" water use such as an irrigation right that is supplemental to a primary right proposed for temporary transfer can be included in the transfer or remain unused on the authorized place of use. If the primary water right does not revert soon enough to allow use of the supplemental right within five years, the supplemental right shall become subject to cancellation for nonuse under ORS 540.610.

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If a change in point(s) of appropriation (well(s)) or additional point(s) of appropriation is necessary to convey the water to the new temporary place of use you must provide:

- ☐ Well log(s) for each authorized and proposed well(s) that are clearly labeled and associated with the corresponding well(s) in Table 1 above and on the accompanying application map. (Tip: You may search for well logs on the Department's web page at: http://apps.wrd.state.or.us/apps/gw/well_log/Default.aspx)

AND/OR

- ☐ Describe the construction of the authorized and proposed well(s) in Table 3 below for any well that does not have a well log. For a *proposed well(s) 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

Klamath Basin/County Drought Transfer Applications

Table 4. Klamath Basin/County Well Information (DROUGHT TRANSFER APPLICATIONS ONLY)

Is there currently a flowmeter installed on each of the POAs listed in Table 1 of this application? ☐ Yes ☐ No*

**Please note that watermaster staff will visit the well to confirm flowmeter presence. Where possible, watermaster staff will take a static water level measurement. Alterations to the well head may be required in order to make the water level measurements.*

For each well, please provide a description of the flowmeter location, the serial number, the current flowmeter reading and the date the reading was taken in the table below.

OWNER'S WELL NAME OR NUMBER.	WELL TAG NUMBER (IF AVAILABLE)	WELL LOG ID (E.G., KLAM 1234)	FLOWMETER SERIAL NUMBER	FLOWMETER READING	FLOWMETER DATE	FLOWMETER LOCATION

STATE OF OREGON
WATER WELL REPORT
(as required by ORS 537.785)

PLEASE TYPE or PRINT

FEB 4 - 1986

WATER RESOURCES DEPT
SALEM, OREGON

.....
(for official use only)

Name CO-GEN INC
Address P.O. 386
City PRAIRIE CITY State ORE

New Well ☒ Deepening ☐ Reconditioning ☐ Abandon ☐
If abandonment, describe material and procedure in Item 12.

Rotary Air	<input checked="" type="checkbox"/>	Driven	<input type="checkbox"/>	Domestic	<input type="checkbox"/>	Industrial	<input checked="" type="checkbox"/>	Municipal	<input type="checkbox"/>
Rotary Mud	<input type="checkbox"/>	Dug	<input type="checkbox"/>	Irrigation	<input type="checkbox"/>	Thermal:			
				Other:		Withdrawal	<input type="checkbox"/>	Reinjection	<input type="checkbox"/>
Cable	<input type="checkbox"/>	Bored	<input type="checkbox"/>	Piezometric	<input type="checkbox"/>	Grounding	<input type="checkbox"/>	Test	<input type="checkbox"/>

8" Diam. from +2 ft. to 195 ft. Gauge 250

....." Diam. from ft. to ft. Gauge

(6) PERFORATIONS: Perforated? ☐ Yes ☒ No
Size of perforations in. by in.

..... perforations from ft. to ft.
..... perforations from ft. to ft.
..... perforations from ft. to ft.

Manufacturer's Name

Type Model No.

Diam. Slot Size Set from ft. to ft.

Diam. Slot Size Set from ft. to ft.

Was a pump test made? ☒ Yes ☐ No If yes, by whom? **STAR DELTA**

Id: **245** gal./min. with **100%** ft. drawdown after **24** hrs.

Air test **160** gal./min. with drill stem at **240** ft. **3** hrs.

Bailer test gal./min. with ft. drawdown after hrs.

Artesian flow **7** g.p.m.

Temperature of water **64°** Depth artesian flow encountered **240** ft.

Well seal—Material used Cement
Well sealed from land surface to 70 ft.
Diameter of well bore to bottom of seal 12-14 in.
Diameter of well bore below seal 8 in.
Amount of sealing material 22 sacks ☒ pounds ☐
How was cement grout placed?
PRESSURE Grouted

Was pump installed? NO Type _____ HP _____ Depth _____ ft.
Was a drive shoe used? ☒ Yes ☐ No Plugs _____ Size: location _____ ft.
Did any strata contain unusable water? ☒ Yes ☐ No
Type of Water? SURFACE depth of strata 14-15
Method of sealing strata off CEMENT GROUT
Was well gravel packed? ☐ Yes ☒ No Size of gravel: _____
Gravel placed from _____ ft. to _____ ft.

County GRANT NE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 10 of
Township 13 S, Range 33 E, WM.
(Township is North or South) (Range is East or West)
Tax Lot _____ Lot _____ Block _____ Subdivision _____

PRAIRIE Wood Products

Depth at which water was first found	14	ft.
Static level	+2	ft. below land surface. Date
Artesian pressure	3-6	lbs. per square inch. Date

Depth drilled 255 ft. Depth of completed well 246 ft.

Formation: Describe color, texture, grain size and structure of materials; and show thickness and nature of each stratum and aquifer penetrated, with at least one entry for each change of formation. Report each change in position of Static Water Level and indicate principal water-bearing strata.

[illegible]

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Date work started 31 Oct 1985 / completed 26 DEC 1985
Date well drilling machine moved off of well 27 DEC 1985

This well was constructed under my direct supervision. Materials used and information reported above are true to my best knowledge and belief.

[Signed] _____ Date _____ 19 _____

Bond 41-14280 Issued by: Union Indemnity
(number) (Surety Company Name)
On behalf of TOM LANDGEER
(type or print name of Water Well Constructor)

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

(Signed) James A. Lander
(Water Well Constructor)
(Dated) 25 JAN 1985

The original and first copy of this report
are to be filed with the

**WATER RESOURCES DEPARTMENT,
SALEM, OREGON 97310**
within 30 days from the date of well completion.

SP*4886-690

PRAIRIE CITY

Land Use Information Form



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

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Applicant(s): City of Prairie City

AUG 10 2021

Mailing Address: 133 South Bridge Street

OWRD

City: Prairie City State: OR Zip Code: 97869 Daytime Phone: (541) 820-3605

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:
13S	33E	10	NENE	300		<input checked="" type="checkbox"/> Diverted <input type="checkbox"/> Conveyed <input type="checkbox"/> Used	
13S	33E	2 & 11	MUNICIPAL USE FOR CITY			<input type="checkbox"/> Diverted <input type="checkbox"/> Conveyed <input checked="" type="checkbox"/> Used	MUNICIPAL
						<input type="checkbox"/> Diverted <input type="checkbox"/> Conveyed <input type="checkbox"/> Used	
						<input type="checkbox"/> Diverted <input type="checkbox"/> Conveyed <input type="checkbox"/> Used	

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

Grant

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 (Temporary)
 ☐ 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: 120 ☐ cubic feet per second ☒ gallons per minute ☐ acre-feet

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

Briefly describe:

This land use form is in conjunction with a Temporary Transfer of the Place of Use and Character of Use of Industrial water rights to be used by the City of Prairie City for municipal use. Temporary use will expire 12/31/2021

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

See bottom of Page 3. →

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For Local Government Use Only

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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:	
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued

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

Name: _____ 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: _____

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BARGAIN AND SALE DEED


Prairie Wood Products, Inc., Grantor, conveys to D.R. Johnson Lumber Co., Grantee, the property described in exhibit A, B, and C all situated in Grant County, Oregon.

The true and actual consideration for this conveyance consists of property other than cash.

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

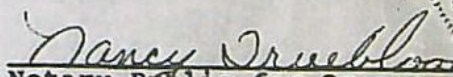
D.R. Johnson Lumber Co.
P. O Box 66
Riddle, OR 97469

Dated this 16th day of December, 1986.


D.R. Johnson, President
Prairie Wood Products

STATE OF OREGON)
) ss.
County of Douglas)

The foregoing instrument was acknowledged before me this 16th day of December, 1986, by Don R. Johnson, President of Prairie Wood Products, Inc., a corporation, on behalf of the corporation.

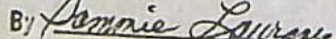

Nancy Druehl
Notary Public for Oregon
My commission expires: 8-24-89



111891
STATE OF OREGON }
County of Grant } ss.

I hereby certify that the within instrument was filed in my office for record on this 21 day of December A.D., 1986 at 10:35 o'clock A.M., and is duly recorded in Book 134 of Deeds at Page 648 to 654 inclusive.

Witness my hand and official seal
Carol Voigt, County Clerk

By  Deputy

Fees \$



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BOOK 134 PAGE 649

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FILM

EXHIBIT "A"

TITLE I:

(a) Township 13 South, Range 33 East, Willamette Meridian, Grant County, Oregon:

A tract of land situated in the NE $\frac{1}{4}$ of Sec. 10, the W $\frac{1}{2}$ NW $\frac{1}{4}$ of Sec. 11, and the SW $\frac{1}{4}$ SW $\frac{1}{4}$ of Sec. 2, described as follows:

Commencing at the intersection of the West line of Sec. 11, Twp. 13 S., R. 33 E., W.M. and the Southerly right-of-way line of the John Day Highway; said point being South a distance of 41.8 feet from the Northwest corner of said Sec. 11;

thence along said Southerly right-of-way line as follows:

on a spiral curve left (the long chord of which curve bears North 63° 28' East 378.3 feet) a distance of 378.6 feet;

North 61° 05' East a distance of 70.3 feet;

thence on a spiral curve right (the long chord of which curve bears North 61° 40' East 189.1 feet) a distance of 189.2 feet to the West line of Block "B" of Prairie City Land Company's Second Addition to the Town of Prairie City;

thence South a distance of 125 feet;

thence N. 71° 50' E. a distance of 131.6 feet;

thence South a distance of 83.3 feet;

thence N. 89° 46' E. a distance of 155 feet;

thence South a distance of 140 feet to the Northeast corner of the C. L. Pine Lumber Company tract;

thence S. 89° 46' W. 445.65 feet;

thence South along and parallel with the C. L. Pine Lumber Co. tract a distance of 985.8 feet to the northerly line of the Amba Morgan tract;

thence along the Northerly line of said Morgan tract as follows:

S. 28° 40' W. a distance of 29.6 feet;

S. 41° 32' W. a distance of 285.1 feet;

S. 64° 36' W. a distance of 215.2 feet to the West line of said Sec. 11;

thence N. 0° 08' W. along the West line of said Sec. 11 a distance of 235.9 feet;

thence S. 73° 27' W. along the Northerly line of the Lloyd Hudspeth tract a distance of 525.8 feet to the Easterly line of the City of Prairie City tract;

thence N. 7° 17' W. a distance of 380.5 feet;

thence N. 26° 00' E. a distance of 125.0 feet;

thence N. 38° 30' E. a distance of 225.0 feet;

thence N. 23° 00' E. a distance of 180.0 feet;

thence East a distance of 228.7 feet;

thence North 220.0 feet;

thence East, 57.0 feet to the West line of said Sec. 11;

thence N. 0° 08' W., along said West line, 298.2 feet to the point of beginning.

SAVE & EXCEPT THEREFROM that certain parcel of land conveyed to the State of Oregon, by and through its State Highway Commission by Warranty Deed dated Jan. 26, 1962, recorded March 9, 1962 in Book 86, Page 364, Deed Records of Grant County, Oregon.

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- (b) Township 13 South, Range 33 East, Willamette Meridian, Grant County, Oregon:

Section 10: A parcel of land lying in the NE¼ described as follows:
Beginning at a point which is 911.6 feet South and 548.6 feet West of the
Northeast corner of said Sec. 10;

thence S. 7° 17' E. 380.5 feet;
thence S. 73° 27' W. 468.4 feet;
thence S. 16° 00' E. 535.0 feet;
thence S. 53° 49' W. 501.0 feet;
thence North 1034.9 feet;
thence N. 66° 30' E. 717.2 feet to the point of beginning.

SAVE & EXCEPT that portion conveyed to the State of Oregon, by and through
its State Highway Commission by Deed dated Aug. 14, 1961, recorded August 30,
1961 in Book 85, Page 468, Deeds.

- (c) Township 13 South, Range 33 East, Willamette Meridian, Grant County, Oregon:

Section 10: A tract of land situated in the N½NE¼ described as follows:
Beginning at a point which is 517.78 feet south and 520.06 feet West
of the Northeast corner of said Sec. 10;

thence N. 80° 04' 48" E., 339.59 feet, to a point on the Westerly line of
the Prairie Wood Products, Inc. tract;
thence Southwesterly along the Westerly line of said Prairie Wood Products,
Inc., tract, as follows:

S. 23° 08' 39" W., (record bearing S. 23° 00' W.), 180.00 feet;
thence S. 38° 38' 39" W., (record bearing S. 38° 30' W.), 225.00 feet;
S. 26° 08' 39" W., (record bearing S. 26° 00' W.), 125.00 feet to the
Northeasterly corner of that certain tract of land formerly owned
by the City of Prairie City as said tract is described in Book 78,
Page 421, Deed Records;

thence S. 66° 38' 39" W., (record bearing S. 66° 30' W.), along the North-
westerly line of said tract, 717.20 feet (record distance) to the
Northwesterly corner of said tract;

thence N. 2° 26' 37" W., 712.08 feet to the Southeasterly corner of the
Arleigh G. Isley tract, as said tract is described in Book 123, Page
577, Deed Records;

thence N. 15° 30' 00" W., along the Easterly line of said Isley tract,
138.34 feet to the Southerly right of way line of the John Day Highway;
thence Easterly along the Southerly right of way line of said highway to a
point which is N. 13° 59' 41" W. of the point of beginning;
thence S. 13° 59' 41" E., 327 feet, more or less, to the point of beginning.

SAVE & EXCEPTING THEREFROM that certain parcel of land conveyed to the State
of Oregon, by and through its State Highway Commission by Warranty Deed
dated Jan. 26, 1962, recorded March 9, 1962 in Book 86, Page 364, Deed Records.

All according to Map of Survey No. 822 as filed in the Office of the Grant
County Surveyor.

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ALSO SAVE & EXCEPT THEREFROM, the following described tract:

Beginning at a point which is 517.78 feet South and 620.06 feet West of the Northeast corner of said Sec. 10, T. 13 S., R. 33 E., W.M.;
thence S. 13° 59' 41" E., 119.74 feet;
thence S. 56° 15' 53" W., 716.41 feet;
thence N. 2° 26' 37" W., 551.37 feet;
thence N. 15° 30' 00" W., 144.25 feet to the Southerly right of way line of the John Day Highway;
thence Easterly along the Southerly right of way line of said highway, to a point which is N. 13° 59' 41" W., of the point of beginning;
thence S. 13° 59' 41" E., 327.00 feet to the point of beginning.

All according to Map of Survey No. 861 as filed in the office of the Grant County Surveyor.

(d) Township 13 South, Range 33 East, Willamette Meridian, Grant County, Oregon:

Section 10: A tract of land in the NE¼ described as follows:

Beginning at a point on the Southerly right of way line of the John Day-Prairie City Highway; which point is 48.8 feet West of the Northeast corner of said Section 10;

thence Southerly 362 feet;
thence Westerly 540 feet;
thence Northerly 332 feet;
thence Easterly along the right of way line of the John Day-Prairie City highway, 706 feet to the place of beginning.

171891

BOOK 134 PAGE 652

EXHIBIT "B"

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OWRD

Township 14 South, Range 31 East, Willamette Meridian, Grant County, Oregon:

Section 11: A tract of land in the E $\frac{1}{2}$ NW $\frac{1}{4}$ described as follows:
Beginning at a point 1181.7 feet South and 429.3 feet West from the $\frac{1}{4}$ corner common to Sections 2 and 11, Twp. 14 S., R. 31 E., W.M.; thence West 295.1 feet; thence South 295.1 feet; thence East 295.1 feet; thence North 295.1 feet to the place of beginning.

TOGETHER WITH a strip of ground 8.0 feet in width on each side of a center line described as follows:

Beginning at a point on the North line of the Grant County Radio Tower property; said point being 167.0 feet South and 310.0 feet West of the North quarter corner of said Sec. 11; thence S. 8° 16' W. 205.3 feet; thence S. 13° 29' W. 727.0 feet to a point on the North line of the tract first described herein.

TOGETHER WITH a strip of ground 8.0 feet on each side of a center line described as follows:
Beginning at a point on the East line of the right of way to the Ellingson Radio Tower; said point being 1214.6 feet South and 1766.7 feet West of the North quarter corner of said Sec. 11; thence S. 85°, 1009.1 feet to the West line of the tract first described herein.

111891

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EXHIBIT "C"

MICROFILM

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OWRD

Township 13 South, Range 31 East, Willamette Meridian, Grant County, Oregon:

Section 22: S $\frac{1}{2}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$;

ALSO, Beginning at a point on the South line of said Section 22,
Twp. 13 S., R. 31 E., W.M.; said point being N. 89° 47' W.

250.0 feet from the Southeast corner of said Section 22;

thence N. 0° 10' E. 399.3 feet;

thence S. 88° 06' W. 554.3 feet;

thence North 300.0 feet to the Southerly right of way line of the John
Day Highway;

thence, along the Southerly right of way line of said highway, as follows:

On a 742.0 foot radius curve left (the long chord of which curve
bears S. 79° 22' W. 196.0 feet), 196.5 feet;

S. 71° 47' W. 611.4 feet;

S. 71° 14' W. 296.3 feet;

thence South 200.0 feet;

thence West 208.0 feet;

thence North 215.5 feet to the said Southerly right of way line;

thence N. 64° 11' W., along said Southerly right of way line, 636.8
feet to the West line of the SE $\frac{1}{4}$ of said Section 22;

thence S. 0° 12' W., along said West line, 642.0 feet to the Southwest
corner of the SE $\frac{1}{4}$ of said Section 22;

thence S. 89° 47' E., along the South line of said Section 22, 2390.0
feet to the PLACE OF BEGINNING.

ALSO, Beginning at the Intersection of the Northerly right of way
line of the John Day Highway and the East line of the SW $\frac{1}{4}$ SE $\frac{1}{4}$
of Section 22, Twp. 13 S., R. 31 E., W.M.; said point being 598.1
feet North and 1320.3 feet West of the Southeast corner of said
Section 22;

thence, along the Northerly right of way line of said highway as follows:

S. 71° 30' W. 559.4 feet;

On a 256.5 foot radius curve right (the long chord of which curve
bears N. 86° 10' W. 195.0 feet), 200.0 feet;

N. 63° 49' W. 663.8 feet to the West line of the SE $\frac{1}{4}$ of said
Section 22,

N. 62° 30' W. 496.2 feet;

thence N. 0° 06' W. 140.0 feet;

thence East 239.6 feet;

thence N. 0° 06' W. 300.0 feet;

thence East 200.0 feet to the West line of the SE $\frac{1}{4}$ of said Section 22;

thence S. 0° 06' E., along said West line, to the Northwest corner of
the SW $\frac{1}{4}$ SE $\frac{1}{4}$ of said Section 22;

thence S. 89° 47' E., along the North line of the SW $\frac{1}{4}$ SE $\frac{1}{4}$ of said
Section 22, 1320.9 feet to the Northeast corner of the SW $\frac{1}{4}$ SE $\frac{1}{4}$
of said Section 22;

thence S. 0° 03' E., along the East line of the SW $\frac{1}{4}$ SE $\frac{1}{4}$ of said
Section 22, 716.9 feet to the PLACE OF BEGINNING.

-Continued-

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MICROFILM

SAVE & EXCEPT the following parcel of land, to-wit:

Beginning at a point which is 1320.5 feet West and 598.1 feet North
of the Southeast corner of said Section 22; said point being the
Southeast corner of the San Juan Lumber Company Retail Yard;

thence N. 0° 03' E. 280.0 feet;

thence S. 72° 21' W. 108.0 feet;

thence S. 17° 39' E. 26.6 feet;

thence S. 72° 21' W. 50.0 feet;

thence S. 17° 39' E. 22.0 feet;

thence S. 42° 45' W. 81.0 feet;

thence S. 14° 00' E. 188.0 feet;

thence N. 71° 30' E. 163.0 feet to the POINT OF BEGINNING.

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SAVE & EXCEPT a parcel of land in the SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 22,
Twp. 13 S., R. 31 E., W.M., conveyed to the State of Oregon, by and
through its State Highway Commission, by Deed dated Dec. 30, 1955,
recorded March 2, 1956 in Book 74 of Deeds, pages 144-5.

-END-



BENCHMARK LAND SURVEYING

PROPERTY SURVEYS · TOPOGRAPHIC SURVEYS ·
CONSTRUCTION SURVEYS · SUBDIVISIONS ·
LAND PARTITIONS

JOHN DAY OFFICE:
P.O. BOX 476
217 N. CANYON BLVD.
JOHN DAY, OR. 97845
(541) 575-1251

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AUG 10 2021

OWRD

August 3, 2021

Oregon Water Resources Department
725 Summer Street NE., Ste A
Salem, Oregon 97031-1266

Re: Drought Temporary Transfer for the City of Prairie City, Oregon

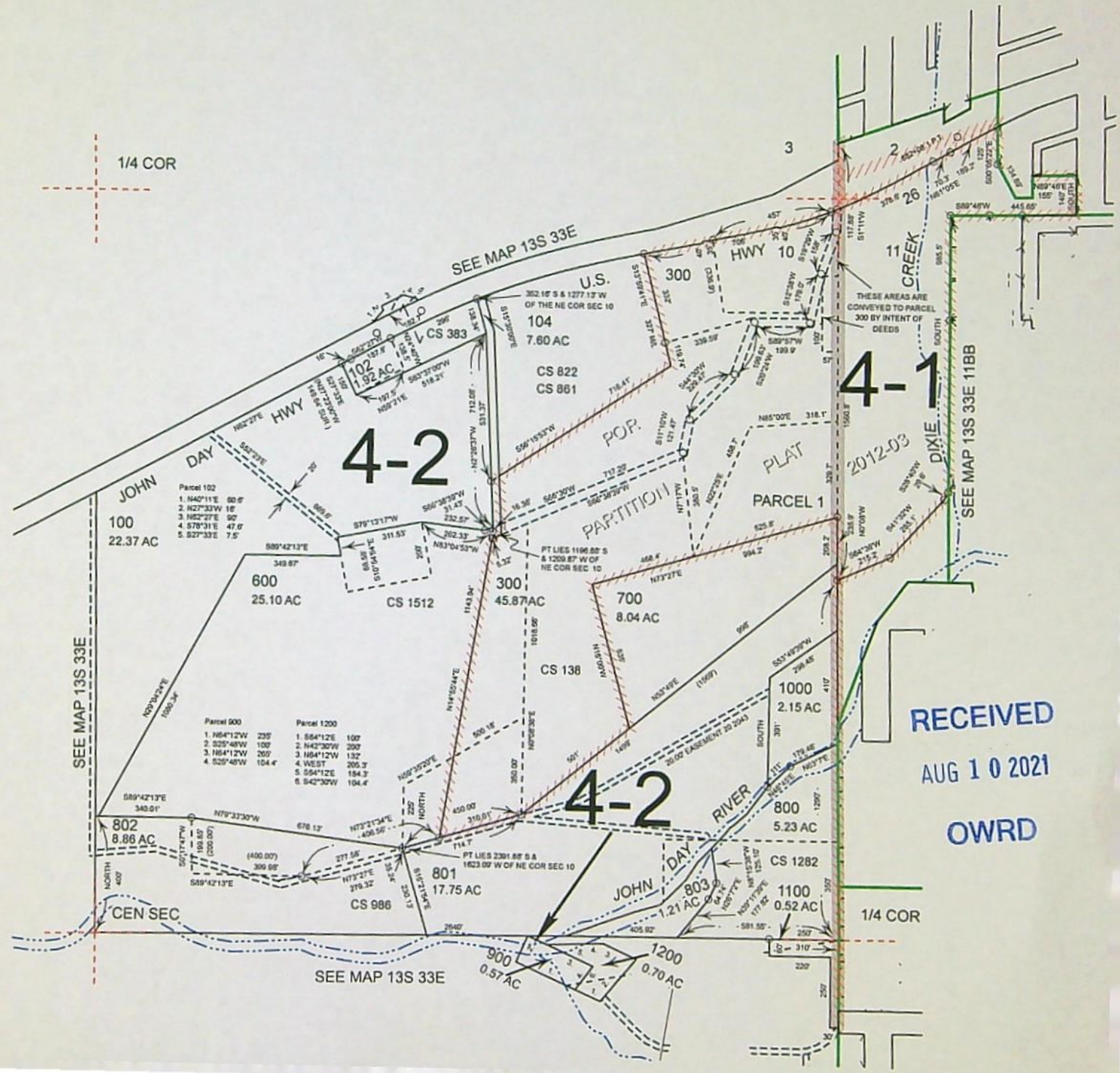
This application is being submitted for a Temporary change in character and for a Temporary Place of Use. The transfer is being made by the City of Prairie City, Oregon due to extreme drought conditions.

The ground water under C-82329 is currently being used on an industrial site. Owners of the site are allowing a temporary transfer of the water to the City of Prairie City's municipal system.

Included, please find the following attachments:

Exhibit A: Well log (GRAN 649)
Exhibit B: Landowner Affidavit of Consent

Mike Springer, PLS, CWRE
Benchmark Land Surveying, Inc.



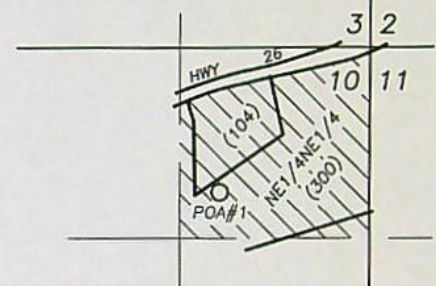
RECEIVED

AUG 10 2021

OWRD

POA#1 (C-82329)
Authorized Location
T13S, R33E. WM

SCALE: 1" = 1320'



APPLICATION MAP
for a
Drought-Temporary Transfer
Change in Place of Use
and Change in Character of Use
for C-82329
in name of
City of Prairie City, Oregon





RENEWS: 6/31/2022

Prepared By:
Michael C. Springer, PLS, CWRE
217 N. Canyon Blvd.
John Day, Oregon
(541) 575-1251
benchmarkls.com

Date: 8/2/2021

Authorized POA#1 C-82329 is in the NE1/4NE1/4 Section 10,
T.13S., R.33E., W.M. 1000' South & 1040' West from the NE Corner
Sec. 10.

- POA
-  Proposed POU C-82329 (MUNICIPAL USES)
-  Current POU C-82329 (INDUSTRIAL)
- () Tax Lot No.

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